

## PCB INSPECTION REPORT

### FACILITY

U-Pick-It, Incorporated  
7700 East Highway 24  
Kansas City, MO 64125  
(816) 241-7548

Date: January 30, 2009  
Inspection No. 013009411602  
Docket No. 07-09-T-829

### INTRODUCTION

This facility was selected for a "Neutral Scheme" inspection. The inspection was to determine compliance with the PCB regulations, codified by 40 CFR Part 761.

### SUMMARY OF OBSERVATIONS

The following possible deviations from the PCB regulations were observed during the inspection:

- Improper disposal due to ITE Non-flammable transformer, S/N 7331-59, leaking from the drain valve onto its surface,
- Improper disposal due to ITE Non-flammable transformer, S/N 7332-59, leaking from the drain valve onto its surface,
- Failure to provide the quarterly inspections of the ITE PCB transformers for 2007 and 2008, and
- Failure to provide a PCB Annual Document for 2007.

No samples or documents were collected at the time of the inspection. Seven photographs were taken and are included in Attachment 7.

### HISTORY OF BUSINESS

U-Pick-It, Incorporated (UPI) purchased the facility from Armco Steel (Armco) in 2007. Mr. Harry Hanson is the owner, and his address is the same as the facility's.

UPI is an auto salvage yard where customers remove their own parts. The facility occupies about 15 acres with about 8 acres under roof. UPI employs about 20 people.

### PERSONS INTERVIEWED AND INDIVIDUAL RESPONSIBILITIES

Mr. Nick Tordoff, buyer, was interviewed. Mr. Tordoff signed and received copies of all inspection documents, provided a history of the business, and was present for the closing conference.

Mr. David Simmons, lead counter person, was also interviewed. Mr. Simmons accompanied me during the physical inspection.

### INSPECTION

On January 30, 2009, at about 10:15 a. m., I, Robert Krager, presented my credentials to Mr. Nick Tordoff, buyer. I advised Mr. Tordoff that UPI had been selected for a "Neutral Scheme" inspection. I issued the Notice of Inspection and Confidentiality Notice to Mr. Tordoff, who signed both. Mr. Tordoff said there would be no claim of confidentiality.

I asked Mr. Tordoff if they owned any transformers or had any large capacitors in their system. He said they owned the transformers at the facility and did not think there were any large capacitors in their system. I told Mr. Tordoff I wanted to inspect the transformers. He asked Mr. David Simmons, lead counter person, to show me the transformers.

Mr. Simmons and I proceeded to the power room. The entry door was marked M<sub>L</sub> (Photo 1). There were two 1,000 KVA ITE Non-flammable transformers inside. The unit closest to the entrance was, S/N 7331-59, with 425 gallons of non-flammable oil (Photo 2). The transformer was marked M<sub>L</sub> (Photo 3) and appeared to be leaking around the drain valve (Photo 4). There was a drip pan below the drain valve. No other leaks were observed on the transformer.

FEB 25 2009

The second transformer was S/N 7332-59, with 425 gallons of non-flammable oil (Photo 5). This transformer was also marked M<sub>L</sub> and was leaking around the drain valve (Photos 6 and 7). There was a drip pan below the drain valve. No other leaks were observed on the transformer.

Mr. Simmons said there used to be a third transformer, but it was removed before UPI purchased the facility. No other oil-filled electrical equipment was observed.

We returned to Mr. Tordoff's office. I asked Mr. Tordoff for the quarterly PCB transformer inspection records and the PCB annual document for 2007. He said anyone that could access those records was at a meeting in Omaha, Nebraska, and would not be back until late in the day.

### CLOSING CONFERENCE

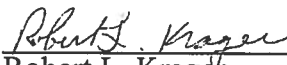
The closing conference was with Mr. Nick Tordoff, buyer. Mr. Tordoff signed and received copies of the Receipt for Samples, Declaration of CBI, and Summary of Observations. I went over the possible deviations observed during the inspection. I told Mr. Tordoff I would call Monday morning to find out if they had the required records. He gave me the cell phone number for Mr. Adam Moran, manager.

On February 2, 2009, I called Mr. Adam Moran, manager, and asked if they had the inspection reports and annual document. He said he had not found any documents at his office and they were searching for records at the Omaha, Nebraska, office. He said he was also trying to get someone out to look at the transformers (Attachment 6).

On February 3, 2009, Mr. Moran called me back to inform me they could not find any records. He said they hired Capitol Electric to clean and repair the two PCB transformers. I faxed Mr. Moran information on PCB annual documents and PCB transformer inspection requirements.

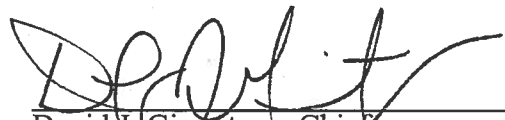
I told Mr. Moran PCB transformers are required to be registered with the EPA, but Armco had already registered them and they did not need to be registered again. I suggested he contact the EPA to let them know they now owned the transformers and they could be removed from the number owned by Armco.

### SUBMITTED BY:

  
Robert L. Krager  
Environmental Specialist  
Compliance and Enforcement Section  
Hazardous Waste Program  
February 5, 2009

DJG:rkm

### APPROVED BY:

  
David J. Giaratano, Chief  
Special Facilities Unit  
Compliance and Enforcement Section  
Hazardous Waste Program

### ATTACHMENTS

1. Notice of Inspection
2. Receipt for Samples
3. Summary of Observations
4. Confidentiality Notice
5. Declaration of CBI
6. Telephone Conference Record Dated February 2, 2009
7. Photographs
8. ICDS



United States Environmental Protection Agency  
Washington, D.C. 20460  
Toxic Substances Control Act  
NOTICE OF INSPECTION

Form Approved  
OMB No. 2070-0007

07-09-T-829

The public reporting burden for this collection of information is estimated to average 5 minutes per response. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information to the Chief, Information Policy Branch (PM-223), US Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, marked ATTENTION: Desk Officer for EPA.

|  |               |                |   |                 |
|--|---------------|----------------|---|-----------------|
| 1. Investigation Identification                      |               |                | 2. Time                                 | 3. Firm Name    |
| Date   | Inspector No. | Daily Seq. No. |   |                 |
| 7/30/09  | 4116          | 02             | 10:15 a.m.                              | U-Pick-It, Inc. |
| 4. Inspector Address                                 |               |                | 5. Firm Address                         |                 |
| MDNR/HWP<br>P.O. Box 176<br>Jefferson City, MO 65102 |               |                | 7702 E. Hwy 24<br>Kansas City, MO 64125 |                 |

### REASON FOR INSPECTION

Under the authority of Section 11 of the Toxic Substances Control Act:

- ☒ For the purpose of inspecting (including taking samples, photographs, statements, and other inspection activities) an establishment, facility, or other premises in which chemical substances or mixtures or articles containing same are manufactured, processed or stored, or held before or after their distribution in commerce (including records, files, papers, processes, controls, and facilities) and any conveyance being used to transport chemical substances, mixtures, or articles containing same in connection with their distribution in commerce (including records, files, papers, processes, controls, and facilities) bearing on whether the requirements of the Act applicable to the chemical substances, mixtures, or articles within or associated with such premises or conveyance have been complied with.

☐ In addition, this inspection extends to (Check appropriate blocks):

☐ A. Financial data

☐ D. Personnel data

☐ B. Sales data

☐ E. Research data

☐ C. Pricing data

The nature and extent of inspection of such data specified in A through E above is as follows:

### Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

|                     |             |                     |             |
|---------------------|-------------|---------------------|-------------|
| Inspector Signature |             | Recipient Signature |             |
|                     |             |                     |             |
| Name                |             | Name                |             |
| Robert L. Kruger    |             | Nick Tordoff        |             |
| Title               | Date Signed | Title               | Date Signed |
| Env. Spec           | 7/30/09     | Buyer               | 7/30/09     |



US ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

RECEIPT FOR SAMPLES AND DOCUMENTS

07-09-5-829

1. INVESTIGATION IDENTIFICATION

DATE

01/30/09

INSPECTION NO.

4116

DAILY SEQ. NO.

02

2. COMPANY NAME

U-Pick-IT Inc.

3. INSPECTOR ADDRESS

MDNR/HWP  
P.O. Box 176  
Jefferson City, MO 65102

4. COMPANY ADDRESS

7700 E. Hwy 24  
Kansas City, MO 64125

For internal EPA use. Copies of this form may be provided to recipient as acknowledgement of the documents and samples of chemical substances and/or mixtures described below collected in connection with the administration and enforcement of the Toxic Substances Control Act.

RECEIPT OF DOCUMENT(S) AND/OR SAMPLE(S) DESCRIBED IS HEREBY ACKNOWLEDGED:

NO.

DESCRIPTION

Photographs

OPTIONAL:

DUPLICATE OR SPLIT SAMPLES: REQUESTED AND PROVIDED ☐

NOT REQUESTED ☐

INSPECTOR SIGNATURE

Robert L Krager

NAME

Robert L Krager

TITLE

Env. Spec.

DATE SIGNED

01/30/09

CLAIMANT SIGNATURE

X Nick Tordoff

NAME

Nick Tordoff

TITLE

Buyer

DATE SIGNED

01/30/09

INSPECTOR'S COPY

U.S. ENVIRONMENTAL PROTECTION AGENCY  
TSCA INSPECTION  
SUMMARY OF OBSERVATIONS

07-09-T-829

|  |                      |   |  |
|--|----------------------|---|--|
| Name and Address of Inspector(s)<br><br>Robert L. Krager<br>MDNR/HWP<br>P.O. Box 176<br>Jefferson City, MO 65102 |                      | Name and Address of Facility<br><br>A. Pick-It, Inc.<br>7706 E. Hwy 24<br>Kansas City, MO 64125 |  |
| Name of Individual to Whom Notice Given<br><br>Nick Tordoff  |                      | Chief Executive Officer of Firm<br><br>Harry Hansen   |  |
| Title<br><br>Buyer   | Date<br><br>01/30/09 | Title<br>Owner<br><br>Address<br>Same   |  |


The following possible deviations from the requirements of the Toxic Substances Control Act and regulations promulgated thereto were observed during this inspection:

The following possible deviations from the PCB regulations were observed during the inspection:

- 1) Improper disposal due to the drain valves of <sup>PCB</sup> IT/EIT transformers SNs 7331-59 and 7332-59 leaking onto their surfaces
- 2) Failure to provide required records for PCB transformers.

This Summary of Observations is provided to bring to your attention those areas of concern at the earliest possible time. It is not intended to be a complete list of deviations from the requirements of the Toxic Substances Control Act and regulations thereto, but rather a list of those conditions of immediate concern and/or those readily apparent. If you have any questions regarding this summary, please contact the Chemical Risk Information Branch at 913/551-7020.

The undersigned acknowledges having received and read a copy of this TSCA Summary of Observations.

|  |  |   |  |
|--|--|---|--|
| Signature<br> |  | Buyer<br>01/30/09                       |  |
| Signature of Inspector<br>Robert L. Krager   |  | Title<br>Env. Spec.<br>Date<br>01/30/09 |  |

Distribution: White - Regional Office Copy  
Yellow - Facility Copy



United States Environmental Protection Agency  
Washington, D.C. 20460  
Toxic Substances Control Act  
TSCA INSPECTION CONFIDENTIALITY NOTICE

Form Approved  
OMB No. 2070-0007  
Approval Expires 10-31-92

07-097-829

The public reporting burden for this collection of information is estimated to average 5 minutes per response. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information to the Chief, Information Policy Branch (PM-223), US Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, marked ATTENTION: Desk Officer for EPA.

|  |                       |                      |  |  |
|--|-----------------------|----------------------|--|--|
| 1. Investigation Identification  |                       |                      | 2. Firm Name   |  |
| Date<br>01/30/09   | Inspector No.<br>4116 | Daily Seq. No.<br>02 | U-Pick-It, Inc.  |  |
| 3. Inspector Name<br>Robert L. Krager  |                       |                      | 4. Firm Address<br>7700 E. Hwy 24<br>Kansas City, MO 64125 |  |
| 5. Inspector Address<br>MDNR/HWP<br>P.O. Box 176<br>Jefferson City, MO 65102 |                       |                      | 6. Chief Executive Officer Name<br>Harry Hansen            |  |
|  |                       |                      | 7. Title<br>Owner  |  |

TO ASSERT A CONFIDENTIAL BUSINESS INFORMATION CLAIM

It is possible that EPA will receive public requests for release of the information obtained during inspection of the facility above. Such requests will be handled by EPA in accordance with provisions of the Freedom of Information Act (FOIA), 5 USC 552; EPA regulations issued thereunder, 40 CFR Part 2; and the Toxic Substances Control Act (TSCA), Section 14. EPA is required to make inspection data available in response to FOIA requests unless the Administrator of the Agency determines that the data contain information entitled to confidential treatment or may be withheld from release under other exceptions of FOIA.

Any or all the information collected by EPA during the inspection may be claimed confidential if it relates to trade secrets or commercial or financial matters that you consider to be confidential business information. If you assert a CBI claim, EPA will disclose the information only to the extent, and by means of the procedures set forth in the regulations (cited above) governing EPA's treatment of confidential business information. Among other things, the regulations require that EPA notify you in advance of publicly disclosing any information you have claimed as confidential business information.

A confidential business information (CBI) claim may be asserted at any time. You may assert a CBI claim prior to, during, or after the information is collected. The declaration form was developed by the Agency to assist you in asserting a CBI claim. If it is more convenient for you to assert a CBI claim on your own stationery or by marking the individual documents or samples "TSCA confidential business information," it is not necessary for you to use this form. The Inspector will be glad to answer any questions you may have regarding the Agency's CBI procedures.

While you may claim any collected information or sample as confidential business information, such claims are unlikely to be upheld if they are challenged unless the information meets the following criteria:

1. Your company has taken measures to protect the confidentiality of the information, and it intends to continue to take such measures.

2. The information is not, and has not been, reasonably obtainable without your company's consent by other persons (other than governmental bodies) by use of legitimate means (other than discovery based on showing of special need in a judicial or quasi-judicial proceeding).
3. The information is not publicly available elsewhere.
4. Disclosure of the information would cause substantial harm to your company's competitive position.

At the completion of the inspection, you will be given a receipt for all documents, samples, and other materials collected. At that time, you may make claims that some or all of the information is confidential business information.

If you are not authorized by your company to assert a CBI claim, this notice will be sent by certified mail, along with the receipt for documents, samples, and other materials to the Chief Executive Officer of your firm within 2 days of this date. The Chief Executive Officer must return a statement specifying any information which should receive confidential treatment.

The statement from the Chief Executive Officer should be addressed to:

TSCA FOIA Officer  
EPA Region VII  
901 N. 5th Street  
Kansas City, KS 66101

and mailed by registered, return-receipt requested mail within 7 calendar days of receipt of the Notice. Claims may be made any time after the inspection, but inspection data will not be entered into the special security system for TSCA confidential business information until an official confidentiality claim is made. The data will be handled under the agency's routine security system unless and until a claim is made.

TO BE COMPLETED BY FACILITY OFFICIAL RECEIVING THIS NOTICE:

I have received and read the notice.

If there is no one on the premises of the facility who is authorized to make business confidentiality claims for the firm, a copy of this Notice and other inspection materials will be sent to the company's chief executive officer. If there is another company official who should also receive this information, please designate below.

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

|                          |                         |         |  |
|--------------------------|-------------------------|---------|--|
| Signature<br>[Signature] |                         | Name    |  |
| Name<br>Nick Tardoff     |                         | Title   |  |
| Title<br>Buyer           | Date Signed<br>01/30/09 | Address |  |



US ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

DECLARATION OF CONFIDENTIAL BUSINESS INFORMATION

07-09-T-829

1. INVESTIGATION IDENTIFICATION

DATE

INSPECTION NO.

DAILY SEQ. NO.

01/30/09

4116

02

2. COMPANY NAME

U-Pick-It, Inc.

3. INSPECTOR ADDRESS

MDNR/HWP

P.O. Box 176

Jefferson City, MO 65102

4. COMPANY ADDRESS

7700 E. Hwy 24

Kansas City, MO 64125

For internal EPA use. Copies of this form may be provided to recipient as acknowledgement of TSCA Confidential documents described below collected in connection with the administration and enforcement of the Toxic Substances Control Act.

INFORMATION DESIGNATED AS CONFIDENTIAL BUSINESS INFORMATION

NO.

DESCRIPTION

None Declared

INSPECTOR SIGNATURE

CLAIMANT SIGNATURE

Robert L. Krager

X

Nick Tordoff

NAME

NAME

Robert L. Krager

Nick Tordoff

TITLE

DATE SIGNED

TITLE

DATE SIGNED

Env. Spec.

01/30/09

Buyer

01/30/09

**DEPARTMENT OF NATURAL RESOURCES  
Air and Land Protection Division  
TELEPHONE OR CONFERENCE RECORD**

File U-Pick-It, Inc. Date February 2, 2009

**TELEPHONE**

Incoming ( )

Outgoing (X)

**CONFERENCE**

Field ( )

Office ( )

**SUBJECT** PCB Transformer Records

| <b>Name</b>          | <b>Representing</b>                             | <b>Phone Number</b>   |
|----------------------|---|-----------------------|
| <u>Adam Moran</u>    | <u>U-Pick-It, Inc.</u>                          | <u>(913) 207-7879</u> |
| <u>Robert Krager</u> | <u>Missouri Department of Natural Resources</u> | <u>573-751-5404</u>   |


**SUMMARY OF CONVERSATION AND ACTION TAKEN**

I called Mr. Moran to request PCB transformer inspection reports and PCB Annual Documents. Mr. Moran said he had been the manager for only 2 ½ months and had a call into their main office in Omaha, Nebraska to see if they had requested documents. Mr. Moran said he had contacted an electrical company to clean and repair the leaking PCB transformers. I asked him to fax me copies of all records the main office sends him. Mr. Moran said he had records on the disposal of the one transformer that had been removed and would send that to me.

February 3, 2009

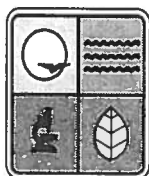
Mr. Moran called me back to inform me that Capitol Electric was going to take care of the transformer leaks and that there were no records of PCB transformer inspections or PCB Annual Documents at their main office. He said he had looked around his office, but had not found anything yet. I faxed him information on PCB annual documents and quarterly PCB inspection reports.

I told Mr. Moran one requirement for PCB transformers was to register them with the EPA. I told him Armco had registered their transformers with EPA so he did not have to. I suggested he contact them about the new ownership of the transformers, so EPA could update their data.

  
\_\_\_\_\_  
Robert L. Krager  
Environmental Specialist  
Hazardous Waste Program

RLK





MISSOURI DEPARTMENT OF NATURAL RESOURCES  
FAX Transmittal Cover Sheet

Date of FAX: 07/22/08

- ☐ URGENT  
☐ Priority  
☒ Routine  
☐ As Requested  
☐ FYI

To: **Adam Moran**

From: **Bob Krager**

FAX # **913-321-2503**

FAX # **573-526-5268**

Phone # **913-207-7879**

Phone # **573-751-5404**

SUBJECT: Information on PCB Annual Documents and PCB transformer inspections  
COMMENTS:

RESPONSE EXPECTED:

Total # of pages sent (including transmittal sheet 5)

If problems with FAX call: 573-751-5404

MO 780-1430 (10-94)

RECYCLED PAPER



## PCB ANNUAL DOCUMENTS

Beginning July 2, 1978, each owner or operator of a facility using or storing at one time at least 45 kg of PCBs in containers, or one or more PCB transformers, or 50 or more PCB large high or low voltage capacitors shall develop and maintain records on the disposition of PCBs and PCB items. The information from these records shall be used as the basis of an annual document to be prepared for each facility by July 1 covering the previous calendar year. These records and annual documents must be maintained for at least 3 years after the facility ceases using or storing PCBs and PCB items in the prescribed quantities.

Each annual document shall include the following information:

1. The dates when PCBs and PCB items are removed from service, are placed into storage for disposal, and are placed into transport for disposal. The quantities of the PCBs and PCB items shall be indicated as follows:
  - a. Total weight in kg of any PCBs and PCB items in PCB containers and the identification of the container contents (such as transformer oil, soil, capacitors, etc.).
  - b. Total number of PCB transformers and the total weight in kg of the PCB dielectric fluid contained in the transformer\*.
  - c. Total number of PCB large high or low voltage capacitors (the weight of the capacitors is not required unless the capacitors are contained within PCB containers as referenced in (a) above).
2. Total quantities of PCB and PCB items remaining in service, or in storage for disposal, at the end of the calendar year. The quantities of PCBs and PCB items shall be indicated as described above in (a), (b), and (c).

The above requirements are for facilities which use PCBs or facilities which used PCBs in the past and are now storing PCBs prior to transport to a disposal facility. PCB storage and disposal facilities have different record-keeping requirements.

Note that records must be maintained on the disposition of PCBs and PCB items. Adequate records and documents must be maintained to show compliance with all regulatory requirements. The development of an annual document does not negate the necessity of documenting compliance with all of the regulatory requirements.

\*To convert pounds to kilograms multiply by 0.45

U.S. Environmental Protection Agency, Region VII

## ANNUAL DOCUMENT SUMMARY

GENERATOR \_\_\_\_\_

For Year Ending December 31, 20\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_

EPA ID# \_\_\_\_\_

### PCBs & PCB ITEMS

#### REMOVED FROM SERVICE FOR DISPOSAL:

1. **PCB EQUIPMENT (500 PPM or Greater)**

|                               |                 |
|-------------------------------|-----------------|
| A) _____ PCB Transformers     | _____ Kilograms |
| B) _____ PCB Large Capacitors | _____ Kilograms |
| C) _____ PCB Regulators       | _____ Kilograms |
| D) _____ Other                | _____ Kilograms |

2. **PCB-CONTAMINATED EQUIPMENT (50-499 ppm)**

|                                 |                 |
|---------------------------------|-----------------|
| A) _____ PCB-Contaminated Units | _____ Kilograms |
|---------------------------------|-----------------|

3. **PCB CONTAINERS (50 ppm or Greater)**

|                                     |                 |
|-------------------------------------|-----------------|
| A) _____ Liquids                    | _____ Kilograms |
| B) _____ PCB Solids                 | _____ Kilograms |
| C) _____ PCB Articles in Containers | _____ Kilograms |

#### REMAINING IN SERVICE (Including Items Stored for Reuse, Repair, &/or Servicing):

1. **PCB Equipment (500PPM or Greater)**

|                               |                 |
|-------------------------------|-----------------|
| A) _____ PCB Transformers     | _____ Kilograms |
| B) _____ PCB Large Capacitors | _____ Kilograms |
| C) _____ PCB Regulators       | _____ Kilograms |
| D) _____ Other                | _____ Kilograms |

2. **PCB-Contaminated Equipment (50-499 ppm)**

|                                 |                 |
|---------------------------------|-----------------|
| A) _____ PCB-Contaminated Units | _____ Kilograms |
|---------------------------------|-----------------|

3. **PCB Containers (50 ppm or Greater)**

|                                     |                 |
|-------------------------------------|-----------------|
| A) _____ PCB Liquids                | _____ Kilograms |
| B) _____ PCB Solids                 | _____ Kilograms |
| C) _____ PCB Articles in Containers | _____ Kilograms |

#### PREPARED BY:

Name: \_\_\_\_\_

Date: \_\_\_\_\_

Title: \_\_\_\_\_

### PCB Transformer Inspection Records

PCB transformers in storage or in use must be inspected at least once every three months.\* These quarterly inspections must include investigations for any leakages or discharges of dielectric fluid. Records of these quarterly inspections must be maintained for at least three years after disposing of the PCB transformer and shall include the following information for each PCB transformer:

- A) The location of the PCB transformer.
- B) The date of each visual inspection and the date that any leak or discharge was discovered (even if the leak/discharge was discovered on a date other than the formal inspection).
- C) The person performing the inspection.
- D) The location of any leak(s).
- E) An estimate of the amount of the dielectric fluid which has leaked.
- F) The date(s) of any cleanup, containment, or repair.
- G) A description of any cleanup, containment, or repair.
- H) The results of any containment and daily inspection required for uncorrected leaks (cleanup of any leak must be initiated as soon as possible and definitely within 48 hours of its discovery, and any active leak must be contained and inspected daily until appropriate cleanup action is taken).

\*PCB transformers which have been tested and found to contain less than 60,000 ppm PCBs and PCB transformers which have impervious, undrained, secondary containment capacity of at least 100% of the total dielectric fluid volume are required to be inspected once every twelve months instead of quarterly (all required records must be maintained).

These requirements are specified at 40 C.F.R. §761.30 (a)(1)(ix), (x), (xii), and (xiii).

U.S. Environmental Protection Agency, Region VII (913) 236-2835

AH6 PJ 5

# RECORD OF QUARTERLY PCB TRANSFORMER INSPECTIONS

| Customer/Location/<br>ID Number | Date | No<br>Leak | Minor<br>Leak | Moderate<br>Leak | Other | Name of Inspector | Remarks | Date | Action Taken |
|---------------------------------|------|------------|---------------|------------------|-------|-------------------|---------|------|--------------|
|                                 |      |            |               |                  |       |                   |         |      |              |

AA6 R 6

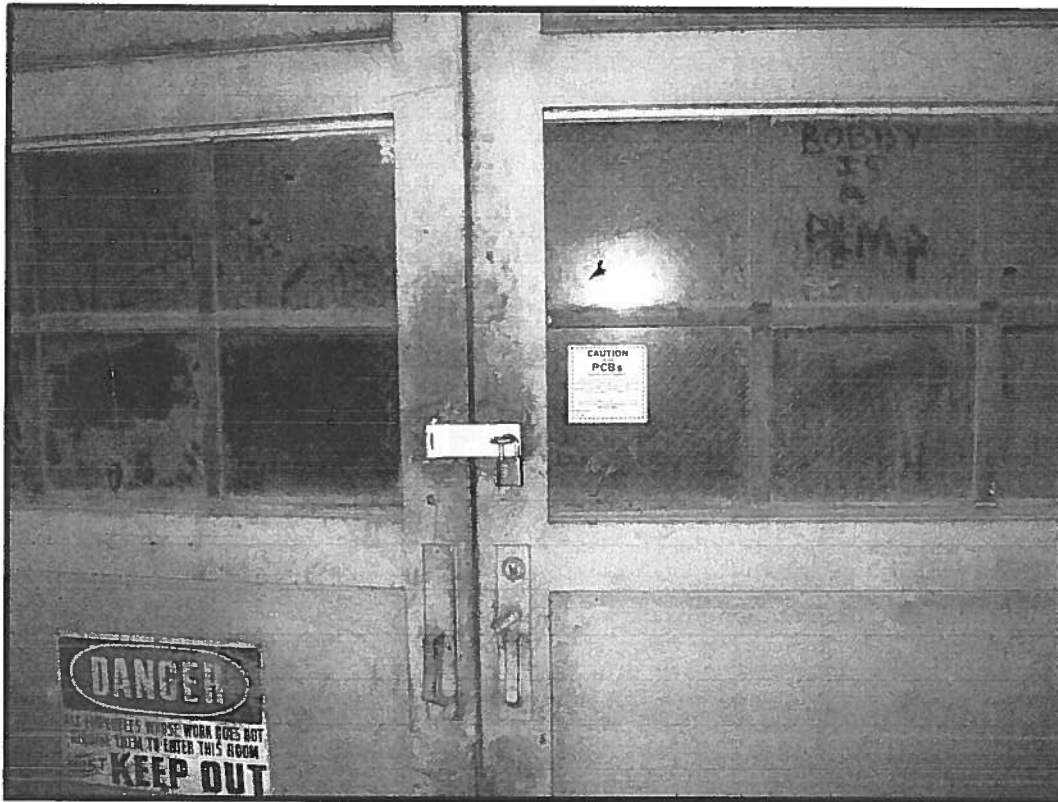


Photo 1 Depicts the entry door to the transformer room showing it was marked M<sub>L</sub>.

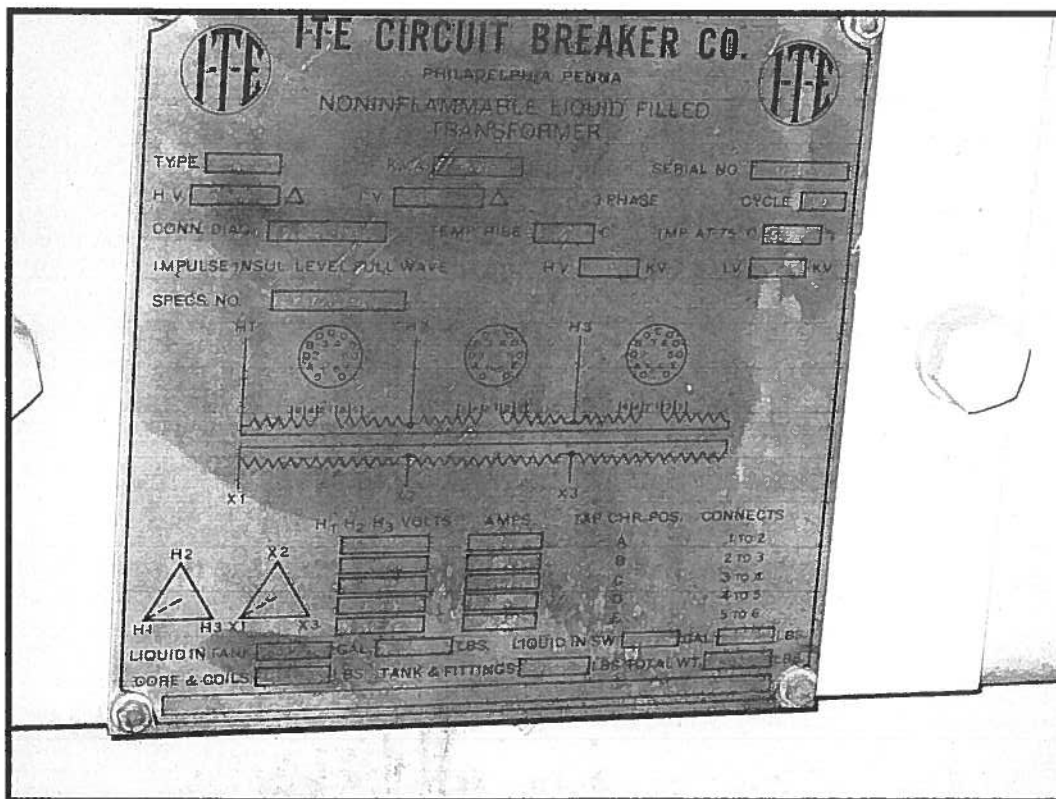


Photo 2 Depicts the nameplate of ITE transformer, S/N 7331-59.

Attachment 7

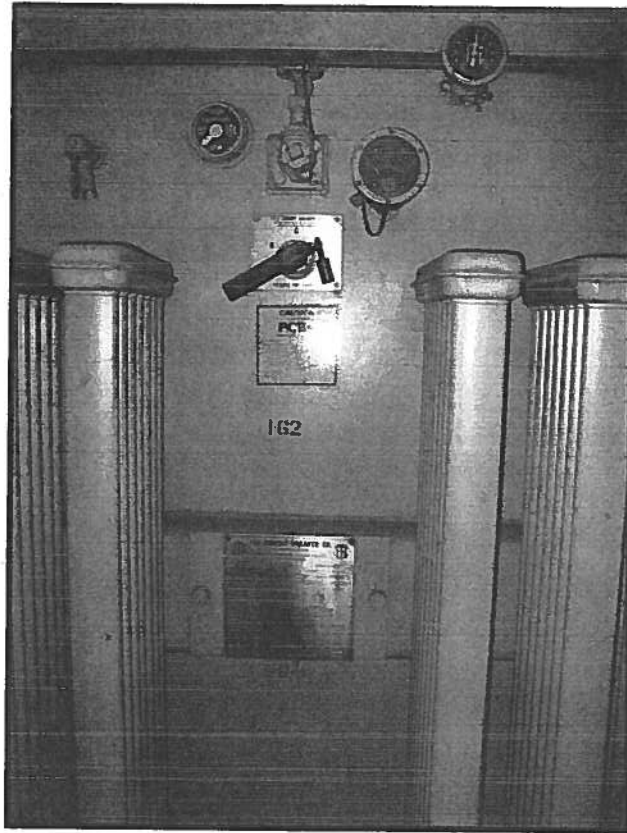


Photo 3 Depicts ITE transformer. S/N 7331-59, showing it was marked M<sub>L</sub>.

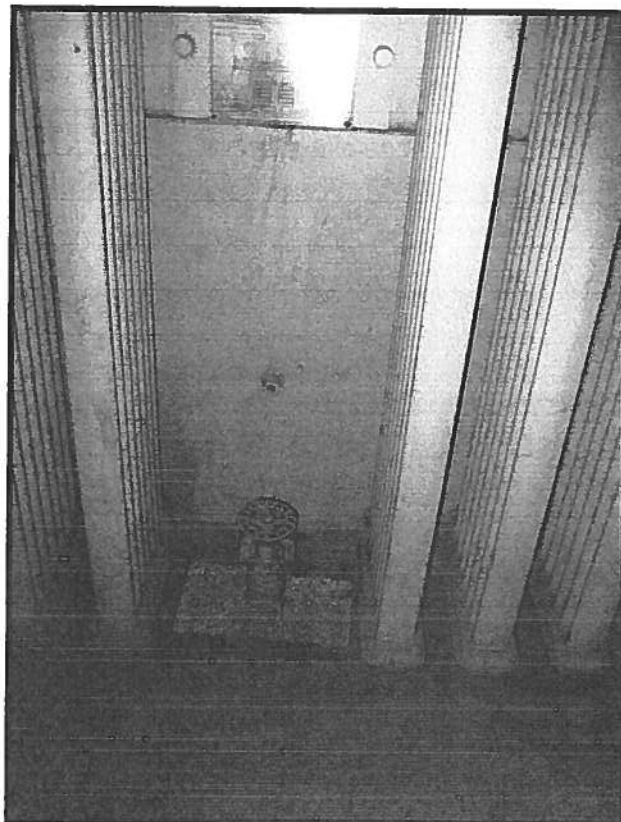


Photo 4 Denicts ITE transformer S/N 7331-59 showing the leaking drain valve

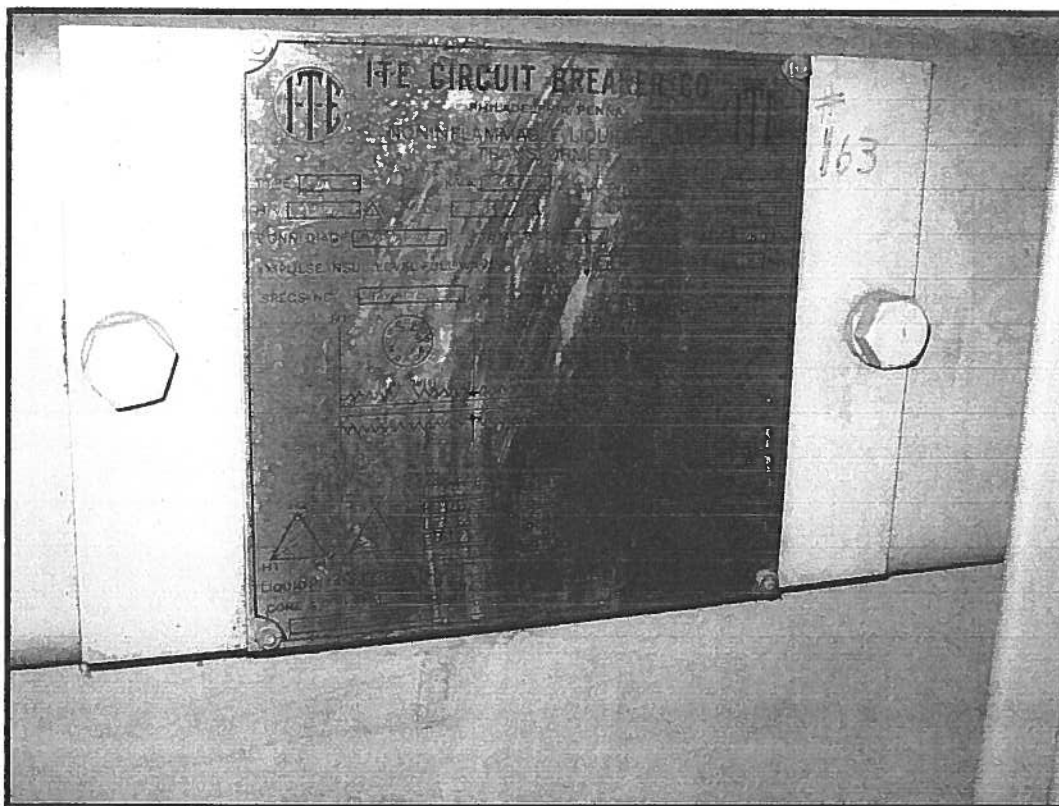


Photo 5 Depicts the nameplate of ITE transformer, S/N 7332-59.



Photo 6 Depicts ITE transformer. S/N 7332-59, showing it was marked M<sub>L</sub>.





Photo 7 Depicts ITE transformer. S/N 7332-59, showing the leaking drain valve.

**PENALTY CALCULATION SUMMARY**  
**U-Pick-It, Inc.**  
**Kansas City, MISSOURI**  
**TSCA DOCKET NUMBER VII-09-T-829**

**COUNTS I and II**

|                                |  |
|--------------------------------|--|
| <b>VIOLATION</b>               | <b>Improper disposal</b> due to ITE PCB transformers, S/Ns 7331-59 and 7332-59 leaking onto their surfaces                                       |
| <b>CITATION(s)</b>             | 40 CFR § 761.60(a), promulgated pursuant to Section 6(e) of TSCA, 15 USC § 2605(e), and therefore violated Section 15 of TSCA, 15 USC § 2614(l). |
| <b>CIRCUMSTANCE<br/>EXTENT</b> | <b>Level 1 – Major Disposal</b><br><b>Major</b> – greater than 125 gallons of PCB transformer fluid contained in transformers                    |
| <b>PENALTY</b>                 | <b>\$65,000</b>  |

**COUNTS III - VI**

|                                |  |
|--------------------------------|--|
| <b>VIOLATION</b>               | <b>Failure to quarterly inspect</b> PCB transformers   |
| <b>CITATION(s)</b>             | 40 CFR § 761.60(a), promulgated pursuant to Section 6(e) of TSCA, 15 USC § 2605(e), and therefore violated Section 15 of TSCA, 15 USC § 2614(l). |
| <b>CIRCUMSTANCE<br/>EXTENT</b> | <b>Level 2 – Major Use</b><br><b>Significant</b> – between 220 and 1,100 gallons of PCB transformer fluid contained in transformers              |
| <b>PENALTY</b>                 | <b>\$67,600</b>  |

**COUNT VII**

|                                |   |
|--------------------------------|---|
| <b>VIOLATION</b>               | <b>Failure to prepare and/or maintain a PCB Annual Document</b> for 2007  |
| <b>CITATION(s)</b>             | 40 CFR § 761.60(a), promulgated pursuant to Section 6(e) of TSCA, 15 USC § 2605(e), and therefore violated Section 15 of TSCA, 15 USC § 2614(l).    |
| <b>CIRCUMSTANCE<br/>EXTENT</b> | <b>Level 4 – Significant Recordkeeping</b><br><b>Significant</b> – between 220 and 1,100 gallons of PCB transformer fluid contained in transformers |
| <b>PENALTY</b>                 | <b>\$7,800</b>  |

**TOTAL PROPOSED PENALTY-----> <sup>140,400.00</sup>~~\$107,900.00~~**



**PENALTY CALCULATION SUMMARY**

**U-Pick-It, Inc.**

**Kansas City, MISSOURI**

**TSCA DOCKET NUMBER VII-09-T-829**

**COUNTS I and II**

|                     |   |
|---------------------|---|
| <b>VIOLATION</b>    | Improper disposal due to ITE PCB transformers, S/Ns 7331-59 and 7332-59 leaking onto their surfaces |
| <b>CIRCUMSTANCE</b> | Level 1 – Major Disposal  |
| <b>EXTENT</b>       | Major – greater than 125 gallons of PCB transformer fluid contained in transformers                 |
| <b>PENALTY</b>      | \$65,000  |

**COUNTS III - VI**

|                     |  |
|---------------------|--|
| <b>VIOLATION</b>    | Failure to quarterly inspect PCB transformers  |
| <b>CIRCUMSTANCE</b> | Level 2 – Major Use  |
| <b>EXTENT</b>       | Significant – between 220 and 1,100 gallons of PCB transformer fluid contained in transformers |
| <b>PENALTY</b>      | \$67,600   |

**COUNT VII**

|                     |   |
|---------------------|---|
| <b>VIOLATION</b>    | Failure to prepare and/or maintain a PCB Annual Document for 2007                             |
| <b>CIRCUMSTANCE</b> | Level 4 – Significant Recordkeeping   |
| <b>EXTENT</b>       | Significant– between 220 and 1,100 gallons of PCB transformer fluid contained in transformers |
| <b>PENALTY</b>      | \$7,800   |

**TOTAL PROPOSED PENALTY**—————<sup>140,400</sup>**\$107,900**

Version 2009.11

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## U-Pick-It Kansas City, MO

### Address Information

Address: 7700 E Highway 24  
City: Kansas City  
State: MO  
ZIP Code: 64101-0000  
Phone: (816) 472-1004  
Map & Directions: [Map and Driving Directions](#) [Radius](#)

Toll Free Number: Not Available  
Fax: Not Available  
Line of Business: Used Motor Vehicle Parts Merchant Whls  
Primary SIC: 5015-01  
NAICS: 42314003  
IUSA Number: 64-131-7383  
EIN(s): Not Available

### Corporate Information

Corporate Employees: 8  
Location Employees: 8  
Est. Annual Sales: \$1 to \$2.5 Million  
Type of Business: Privately Owned  
Location Type: Single Loc  
Credit Rating Score: Good  
Metro Area: Kansas City, MO-KS  
County: Jackson  
View Web Site: Not Available  
Number of Personal Computers: 0 - 1 PCs  
Home Business: No  
Public Company: No  
Lat/Long: 039 105184 / -094 492622

Years in Database: 3  
Year Established: Not Available  
Ticker Symbol: Not Available  
Stock Exchange: None  
Annual Reports: Not Applicable  
Parent Company: None  
Foreign Parent: No  
Fortune 1000 Ranking: Not Applicable  
SQ Footage: 2,500 - 9,999  
Hours of Operation: Not Available  
Credit Cards Accepted: Not Available

### Management Directory

| Title   | Name             | Gender | Bio |
|---------|------------------|--------|-----|
| Manager | Mr. Robbie Moisi | Male   |     |

### Corporate Family Tree

#### Corporate Linkage

### Company Description

☒ Primary Line of Business:  
Automobile Parts-Used & Rebuilt (Whls) (SIC 5015-01)

Business Profile:  
N/A

Other Lines of Business: SIC: Brand/Specialty:  
None

Primary Line of Business:  
Used Motor Vehicle Parts Merchant Whls (NAICS 42314003)

Other Lines of Business: NAICS:  
None

### Company News

Click on the article title to view it.

DATE: ARTICLE: SOURCE:  
None on File

### Business Expenditures

The estimated annual spending range for this business are displayed in the categories below

| Spending Category             | Range                | Spending Category         | Range              |
|-------------------------------|----------------------|---------------------------|--------------------|
| Accounting                    | \$500 to \$1,000     | Technology                | \$2,500 to \$5,000 |
| Insurance                     | \$2,500 to \$5,000   | Legal                     | \$1,000 to \$2,500 |
| Office Equipment and Supplies | \$10,000 to \$20,000 | Package/Container         | \$500 to \$1,000   |
| Payroll                       | Less than \$100,000  | Purchase Price            | \$1,000 to \$2,500 |
| Rent and Leasing              | Less than \$10,000   | Management/Administration | \$2,500 to \$5,000 |
| Contract Labor                | \$1,000 to \$10,000  | Telecommunications        | \$2,000 to \$5,000 |

### Competitors Report

[About Competitors Report](#)

|   |                                       |  |  |
|---|---------------------------------------|--|--|
| Apex Auto Parts Inc.<br>10401 E US Highway 24 | All Star Auto Parts<br>6101 E 32nd St | Avenue Auto Wrecking<br>2500 Manchester Trfy | Blue Valley Auto & Truck Inc<br>7300 E US Highway 40 |
|---|---------------------------------------|--|--|

**Missouri Secretary of State, Robin Carnahan**

SOS Home :: Business Services :: Business Entity Search

**Search**

- ☐ By Business Name
- ☐ By Charter Number
- ☐ By Registered Agent
- ☐ For New Corporations
- ☐ Verify
- ☐ Verify Certification
- ☐ Annual Report
- ☐ File Online
- ☐ File Fictitious Name
- ☐ Registration
- ☐ File Online
- ☐ Renew Online
- ☐ File LLC Registration
- ☐ File Online
- ☐ Online Orders
- ☐ Register for Online
- ☐ Orders
- ☐ Order Good Standing
- ☐ Order Certified Documents

**Filed Documents**

**Date:** 11/2/2009 (Click above to view filed documents that are available.)

**Business Name History**

| <b>Name</b>     | <b>Name Type</b> |
|-----------------|------------------|
| U-PICK-IT, INC. | Legal            |

**General Business - Foreign - Information**

|                                       |               |
|---------------------------------------|---------------|
| <b>Charter Number:</b>                | F00783377     |
| <b>Status:</b>                        | Good Standing |
| <b>Entity Creation Date:</b>          | 12/18/2006    |
| <b>State of Business.:</b>            | NE            |
| <b>Expiration Date:</b>               | Perpetual     |
| <b>Last Annual Report Filed Date:</b> | 3/17/2009     |
| <b>Last Annual Report Filed:</b>      | 2009          |
| <b>Annual Report Month:</b>           | January       |

**Registered Agent**

|                         |  |
|-------------------------|--|
| <b>Agent Name:</b>      | MBC BUSINESS SERVICES, INC.                |
| <b>Office Address:</b>  | 903 E 104th, #610A<br>Kansas City MO 64131 |
| <b>Mailing Address:</b> |  |

Robin Carnahan Secretary of State  
2009 ANNUAL REGISTRATION REPORT  
BUSINESS

File Number: 200907690285

F00783377

Date Filed: 03/17/2009

Robin Carnahan  
Secretary of State

REPORT DUE BY: **04/30/2009**

ANNUAL REPORT MONTH:  
**January**

**F00783377**  
**U-PICK-IT, INC.**  
**MBC BUSINESS SERVICES, INC.**  
**903 E 104th, #610A**  
**Kansas City, MO 64131**

**PRINCIPAL PLACE OF BUSINESS OR  
CORPORATE HEADQUARTERS:**

**1** **7700 E US 24 Hwy** (Required)  
**STREET**  
**Kansas City, MO** **64125**  
**CITY/STATE** **ZIP**

**If changing the registered agent and/or registered office address, please check the appropriate box(es) and fill in the necessary information.**

- ☐ The new registered agent  
**IF CHANGING THE REGISTERED AGENT, AN ORIGINAL WRITTEN CONSENT FROM THE NEW  
REGISTERED AGENT MUST BE ATTACHED AND FILED WITH THIS REGISTRATION REPORT.**  
☐ The new registered office address \_\_\_\_\_  
**Must be a Missouri address, PO Box alone is not acceptable. This section is not applicable for Banks, Trusts and Foreign Insurance.**

**OFFICERS**

NAME AND PHYSICAL ADDRESS (P.O. BOX ALONE NOT  
ACCEPTABLE): **(MUST LIST PRESIDENT AND SECRETARY BELOW)**

**PRES** **HARRY HANSEN** (Required)  
**STREET RT** **5555 S 60TH ST**  
**CITY STATE ZIP** **OMAHA NE 68117**  
**V-PRES** .....  
**STREET RT** .....  
**CITY STATE ZIP** .....  
**SECY** **ELIZABETH A HANSEN** (Required)  
**STREET/RT** **5555 S 60TH ST**  
**CITY/STATE/ZIP** **OMAHA, NE 68117**  
**TREAS** .....  
**STREET/RT** .....  
**CITY/STATE/ZIP** .....

**BOARD OF DIRECTORS**

NAME AND PHYSICAL ADDRESS (P.O. BOX ALONE NOT  
ACCEPTABLE): **(MUST LIST AT LEAST ONE DIRECTOR BELOW)**

**NAME** **HARRY HANSEN** (Required)  
**STREET/RT** **5555 S 60TH ST**  
**CITY/STATE/ZIP** **OMAHA, NE 68117**  
**NAME** **ELIZABETH A HANSEN**  
**STREET/RT** **5555 S 60TH ST**  
**CITY/STATE/ZIP** **OMAHA, NE 68117**  
**NAME** .....  
**STREET/RT** .....  
**CITY/STATE/ZIP** .....  
**NAME** .....  
**STREET/RT** .....  
**CITY/STATE/ZIP** .....

**NAMES AND ADDRESSES OF ALL OTHER OFFICERS AND DIRECTORS ARE ATTACHED**

The undersigned understands that false statements made in this report are punishable for the crime of making a false  
declaration under Section 575.060 RSMo. Photocopy or stamped signature not acceptable.

**Authorized party or officer sign here**

**Elizabeth Alice Hansen**

(Required)

**Please print name and title of signer:**

**Elizabeth Alice Hansen**

**Vice President**

NAME

TITLE

**REGISTRATION REPORT FEE IS:**

- \_\_\_ \$20.00 If filed on or before 4/30  
\_\_\_ \$35.00 If filed on or before 5/31  
\_\_\_ \$50.00 If filed on or before 6/30  
\_\_\_ \$65.00 If filed on or before 7/31

**WHEN THIS FORM IS ACCEPTED BY THE SECRETARY OF STATE,  
BY LAW IT WILL BECOME A PUBLIC DOCUMENT AND ALL  
INFORMATION PROVIDED IS SUBJECT TO PUBLIC DISCLOSURE**

**E-MAIL ADDRESS (OPTIONAL)** \_\_\_\_\_

**REQUIRED INFORMATION MUST BE COMPLETE OR THE REGISTRATION REPORT WILL BE REJECTED**

**MAKE CHECK PAYABLE TO DIRECTOR OF REVENUE**

**RETURN COMPLETED REGISTRATION REPORT AND PAYMENT TO THE SECRETARY OF STATE - P.O. BOX 1366, JEFFERSON CITY, MO 65102**



**State of Missouri**  
Robin Carnahan, Secretary of State

Corporations Division  
P.O. Box 778 / 600 W. Main Street, Rm 322  
Jefferson City, MO 65102

File Number: 200635211226  
F00783377  
Date Filed: 12/18/2006  
Effective Date: 01/02/2007  
Robin Carnahan  
Secretary of State

**Application for Certificate of Authority  
For a Foreign For-Profit Corporation**

(Submit with filing fee of \$155.00)

- The corporation's name is U Pick It, Incorporated  
and it is organized and existing under the laws of Nebraska
- The name it will use in Missouri is U Pick It, Incorporated
- The date of its incorporation was November 15, 2004, and the period of its duration is perpetual  
*month/day/year*
- The address of its principal place of business 7701 Wilson Road Kansas City, Missouri 64125  
*Address City/State/Zip*
- The name and physical address of its registered agent and office in the State of Missouri is  
MBC Business Services, Inc. 903 E. 104th St., Ste. 610 Kansas City, MO 64131  
*Name Address City/State/Zip*
- The specific purpose(s) of its business in Missouri are:  
auto salvage yard
- The name of its officers and directors and their business addresses are as follows:

**Officers**

|                | <i>Name</i>         | <i>Address</i>      | <i>City/State/Zip</i> |
|----------------|---------------------|---------------------|-----------------------|
| President      | Harry D. Hansen     | 5702 S. 119th Plaza | Omaha, NE 68137       |
| Vice President |                     |                     |                       |
| Secretary      | Elizabeth A. Hansen | 5702 S. 119th Plaza | Omaha, NE 68137       |
| Treasurer      | Elizabeth A. Hansen | 5702 S. 119th Plaza | Omaha, NE 68137       |

**Board of Directors**

|          |                     |                     |                 |
|----------|---------------------|---------------------|-----------------|
| Director | Harry D. Hansen     | 5702 S. 119th Plaza | Omaha, NE 68137 |
| Director | Elizabeth A. Hansen | 5702 S. 119th Plaza | Omaha, NE 68137 |
| Director |                     |                     |                 |
| Director |                     |                     |                 |
| Director |                     |                     |                 |

Name and address to return filed document:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, and Zip Code: \_\_\_\_\_

State of Missouri  
Creation - General Business - Foreign 3 Page(s)



T0635201037

8. The effective date of this document is the date it is filed by the Secretary of State of Missouri, unless you indicate a future date, as follows: January 2, 2007

*(Date may not be more than 90 days after the filing date in this office)*

In Affirmation thereof, the facts stated above are true and correct:

(The undersigned understands that false statements made in this filing are subject to the penalties provided under Section 575.040, RSMo)

*Harry D. Hansen*

Harry D. Hansen

President

12-12-07

*Must be an Officer or Chairman listed in #7, above*

*Printed Name*

*Title*

*Date*

Note: You must submit current original certificate of good standing or certificate of existence with this application. This may be obtained from your Secretary of State or other authority that issues corporate charters.



STATE OF

NEBRASKA

United States of America,  
State of Nebraska } ss.



Department of State  
Lincoln, Nebraska

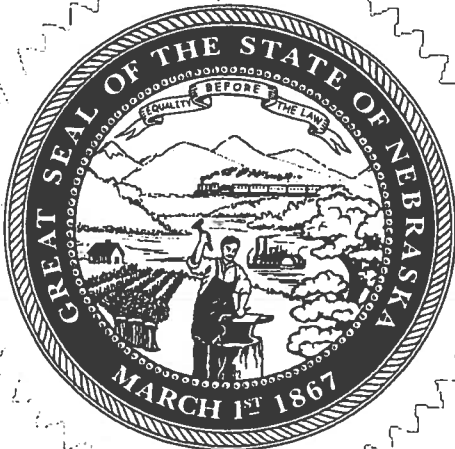
I, John A. Gale, Secretary of State of Nebraska do hereby certify;

was duly incorporated under the laws of this state on November 15, 2004 and do further certify that no occupation taxes assessed are unpaid and no biennial reports are delinquent; articles of dissolution have not been filed and said corporation is in existence as of the date of this certificate.

In Testimony Whereof,

I have hereunto set my hand and  
affixed the Great Seal of the State  
of Nebraska on December 12, 2006.

*John A. Gale*  
SECRETARY OF STATE



This certificate is not to be construed as an endorsement, recommendation, or notice of approval of the entity's financial condition or business activities and practices.

# State of Missouri



Robin Carnahan  
Secretary of State

## CERTIFICATE OF AUTHORITY

WHEREAS,

*U-PICK-IT, INC.*  
*F00783377*

using in Missouri the name

*U-PICK-IT, INC.*

has complied with the General and Business Corporation Law which governs Foreign Corporations; by filing in the office of the Secretary of State of Missouri authenticated evidence of its incorporation and good standing under the Laws of the State of Nebraska.

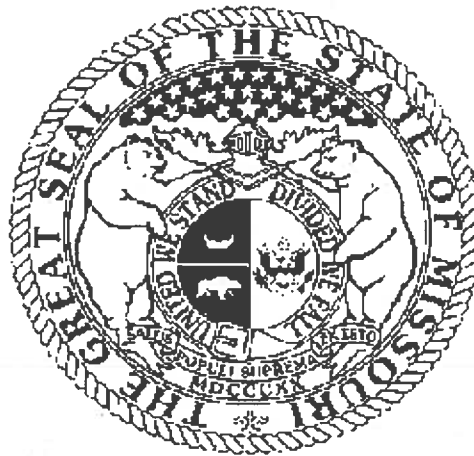
NOW, THEREFORE, I, ROBIN CARNAHAN, Secretary of State of the State of Missouri, do hereby certify that said corporation is from this date duly authorized to transact business in this State, and is entitled to all rights and privileges granted to Foreign Corporations under the General and Business Corporation Law of Missouri.

IN TESTIMONY WHEREOF, I hereunto  
set my hand and cause to be affixed the  
GREAT SEAL of the State of Missouri.  
Done at the City of Jefferson, this  
18th day of December, 2006.

Effective Date: January 2, 2007

*Robin Carnahan*

Secretary of State





1 of 2 DOCUMENTS

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Experian Business Reports

September 7, 2009

**FILE ESTABLISHED:** February 1, 2007

U-PICK-IT, INC

903 E 104TH ST # 610A  
KANSAS CITY, MO 64131-4508  
UNITED STATES

## \*\*\*\*\* COMMUNICATIONS \*\*\*\*\*

**URL:** <http://www.smartbusinessreports.com/Main.aspx?link=1009>

## \*\*\*\*\* COMPANY IDENTIFIERS \*\*\*\*\*

**EXPERIAN FILE NUMBER:** 864450193

## \*\*\*\*\* COMPANY INFORMATION \*\*\*\*\*

**LEGAL STATUS:** CORPORATION

## \*\*\*\*\* MARKET AND INDUSTRY \*\*\*\*\*

**PRIMARY SIC:**

5999 - MISCELLANEOUS RETAIL STORES, NEC

**SECONDARY SIC:**

7389 - BUSINESS SERVICES, NEC

**BUSINESS ANALYSIS:****INQUIRIES:**

| SIC  | Description |       | 1  | 2  | 3  | 4  | 5 | 6  | 7  | 8  | 9  |
|------|-------------|-------|----|----|----|----|---|----|----|----|----|
| 0100 | ADVERTISNG  | 09/09 | -- | -- | -- | -- | 1 | -- | -- | -- | -- |
| --   | TOTAL       | 09/09 | -- | -- | -- | -- | 1 | -- | -- | -- | -- |

**LOAD-DATE:** September 18, 2009

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

October 4, 2010

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

My client has decided to pull out the transformers that are on the property and have them replaced with electric units. They have contacted the local electric company to give a bid and a timeline and as soon as that is received I will pass that information on to you.

Very truly yours,

FOR THE FIRM



Robert F. Peterson

RFP/jm

Enclosures

cc: U-Pick-It, Inc.



**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

July 1, 2010

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

I am writing to follow up with our telephone conversation of June 30, 2010 regarding U-Pick-It's transformers. Bellon Environmental Company located at 1560B Fairview Avenue, St. Louis, Missouri, who I understand is now SET Environmental has run a test on the PCB's to determine the feasibility of pumping the PCB's from the transformer and disposing of those. The fluid would then be replaced with mineral oil a sufficient number of times to flush the units such that the PCB's are less than 500 PPM's. U-Pick-It does not have the results of that test back at this time and are awaiting the test along with the cost estimate for handling this work.

They have also contacted Hilt Electric in Kansas City, Missouri for quotes on converting the transformers to dry units. Quite frankly I do not understand how that process works but they are supposed to receive a quote after Hilt Electric receives information back from an engineering specialist that they consult. Adam Moran is the manager of the U-Pick-It facility and has indicated that response time on his inquiries has been very slow. However, we will stay in touch with these different contractors and forward to you information as it is received. My client does realize that this is a matter that must be resolved and is working toward that end.

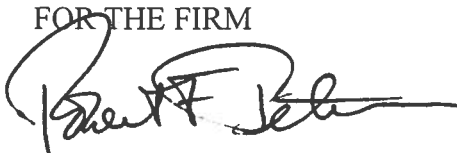
Bellon Environmental Company is the entity that they used for disposal of the PCB waste in 2009. To this point they have been the most responsive and hopefully will have something for us within the next ten days to two weeks.

Kent Johnson  
Page Two  
July 1, 2010

If you have other questions on this, please do not hesitate to contact me, otherwise, I will forward the information as it is received.

Very truly yours,

FOR THE FIRM

A handwritten signature in black ink, appearing to read "Robert F. Peterson", written over the typed name.

Robert F. Peterson

RFP/jm

cc: U-Pick-It, Inc.

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

March 18, 2010

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

This firm represents U-Pick-It, Inc. of the above address and we have been asked to respond to your letter of March 11, 2010. Unfortunately, the report containing the summary of observations conducted by Mr. Robert Krager is mostly illegible. However, it does appear that he is referring to possible deviations from the PCB Regulations asserting that there was improper disposal due to the drain valves on transformers leaking onto the surface. Obviously, I have not viewed the facility but it is my understanding that there is one transformer with two drain valves on it. Beneath these drain valves was a plastic container filled with kitty litter to prevent any possible drainage from entering the surface of the facility. That material was disposed of according to EPA regulations by Bellon Environmental Company and incinerated by Veolia Environmental Services. I am enclosing a copy of the estimates from Bellon Environmental, the manifest from Bellon and the Certificate of Destruction received from Veolia. I could not read the remainder of Mr. Krager's inspection report so I would like an opportunity to discuss the remainder of your correspondence.

The former manager of this facility, Robert Moise is no longer employed by U-Pick-It so I am not sure if we have been able to locate all of the documents pertaining to this transformer. I am enclosing some documents referencing the disposal of PCB's and a transformer in 2007, but we cannot find further documentation at this time.

Kent Johnson  
Page Two  
March 18, 2010

I look forward to visiting with you regarding this matter and hope that it can be resolved. As indicated by the enclosed, the materials referenced in the January, 2009 inspection have been properly disposed of and inspections have been completed on a regular basis. I do need to know what documentation has not been provided and what information you need on a regular basis.

Very truly yours,

FOR THE FIRM

A handwritten signature in blue ink, appearing to read "Robert F. Peterson", is written over the typed name. The signature is fluid and cursive.

Robert F. Peterson

RFP/jm

Enclosures

cc: U-Pick-It, Inc.





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7  
901 NORTH 5TH STREET  
KANSAS CITY, KANSAS 66101

AUG 01 2012

**CERTIFIED MAIL**

**RETURN RECEIPT REQUESTED**

Article No.: 7010-2780-0001-2211-5933

Mr. Adam Moran  
General Manager  
U-Pick-It  
7700 E. Winner Road  
Kansas City, Missouri 66103

RE: U-Pick-It  
Kansas City, Missouri

Dear Mr. Moran:

Letter of Warning/Request for Information

On February 9-10, 2012, a representative of the U. S. Environmental Protection Agency (EPA) inspected your facility. The inspection was conducted under the authority of Section 3007 of the Resource Conservation and Recovery Act (RCRA).

My staff has reviewed the inspection report, your February 23, 2012, response to the Notice of Violation (NOV), and your June 22 and 25, 2012, responses to the EPA's April 24, 2012, Letter of Warning/Request for Information and determined that violations of RCRA were documented. We are requesting additional information regarding your facility's compliance status. Enclosed is a list of violations, a list of questions and/or requested information, and instructions to be used in providing your response. Please carefully read and follow these instructions. Your response to this request in accordance with the instructions is required by Section 3007 of RCRA and substantial penalties may result from not complying. Please note that the EPA reserves its right to pursue appropriate enforcement actions, including penalties, for violations discovered as a result of the inspection, regardless of whether the violations were subsequently corrected.

Within thirty (30) calendar days of receiving this letter, please mail your response to: Ms. Deborah Bredehoft, AWMD/WEMM, U. S. Environmental Protection Agency, 901 North 5<sup>th</sup> Street, Kansas City, Kansas 66101. To request an extension of the time limit, follow the instructions in the enclosure. Please direct all questions concerning this letter to Ms. Bredehoft, of my staff, at (913) 551-7164.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald Toensing', is written over the printed name.

Donald Toensing, Chief  
Waste Enforcement and Materials Management Branch  
Air and Waste Management Division

Enclosures (3)

cc: Mr. Dennis Hansen, Missouri Department of Natural Resources  
Missouri Department of Natural Resources Kansas City Regional Office

List of Violations  
U-Pick-It  
Kansas City, Missouri

1. Title 10 Code of State Regulations (10 CSR) 25-11.279(1) incorporating Title 40 Code of Federal Regulations (40 CFR) 279.22(d) – Failure to clean up used oil releases.
2. \* 10 CSR 25-11.279(2)(D)2. – Failure to notify the Missouri Department of Natural Resources of used oil collection.
3. 10 CSR 25-5.262(1) incorporating 40 CFR 262.11 – Failure to make hazardous waste determinations on the following:
  - a. five, 55-gallon drums of unknown material (three, approximately full drums and two, partially full drums);
  - b. two, 5-gallon pails of unknown material generated while removing trash from cars;
  - c. spent lamps;
  - d. six, spent gasoline filters in the tank containment and two, spent gasoline filters outside the tank containment; and
  - e. mercury switches and mercury ampules.

\*This violation was adequately addressed through previous correspondence.

Requested Information  
U-Pick-It  
Kansas City, Missouri

1. With regard to Violation Number 1, please provide the following:
  - a. color photographs documenting that the used oil has been removed;
  - b. copies of the removal paperwork, specifically highlighting which shipments included the oily soil generated from the clean-up of oil spills in response to the EPA's inspection; and
  - c. within the June 22, 2012, response, your consultant advised you to purchase microbes to degrade the oil in the soil and advised you to spray an amount of microbes proportional to the degree of the oil spills observed during routine inspections of the facility. Although the microbes may aid in degrading the oil in the soil, it does not meet the requirement to clean up and manage properly the released used oil and other materials as is required under 40 CFR 279.22(d)(3). Please provide a narrative outlining how your facility will ensure compliance with the requirement to clean up and manage properly the released used oil and other materials.
2. With regard to Violation Numbers 3.a. and 3.b., you stated that these containers are excluded from the regulations under 40 CFR 261.4. To back up your claim, you provided (1) analysis for two samples of oily soil; (2) four waste profiles for used oil from oil changes (provided two copies), oily dirt/soil, and oily absorbent; and (3) bills of lading/manifests. Based on the information provided, it appears that the 5, 55-gallon containers were sent off-site on manifest number 003145294SKS as used oil and absorbent mixture and the 2, 5-gallon containers were sent off-site on the same manifest as non-RCRA/non-DOT regulated liquid material. Please provide the following:
  - a. which of the containers were sampled;
  - b. a narrative outlining how the 5, 55-gallon containers were determined to hold used oil and absorbent mixture; and
  - c. a narrative outlining how the 2, 5-gallon containers were determined to contain non-RCRA/non-DOT regulated liquid material.
3. With regard to Violation 3E, please provide the amount of mercury switches and/or ampules sent to End of Life Vehicle Solutions (ELVS) between July 29, 2009, and April 29, 2012.
4. With regard to the approximately one-inch of waste gasoline in the storage tank containment, as discussed on page 7 of the EPA's inspection report, the inspector provided U-Pick-It with a copy of the Missouri Department of Natural Resource's fact sheet titled "Managing Gasoline Dispenser Fuel Filters and Wastes Associated with the Operation of Fuel Dispensing Systems." Within the EPA's April 24, 2012, Letter of Warning/Request for Information, the EPA had inquired if you intended to manage the waste gasoline as used oil or as a solid waste. In your response, you had indicated that you intended to manage the waste gasoline as a used oil and dispose of it utilizing Safety-Kleen. Upon further review of the Missouri Department of Natural Resources's guidance and the regulations, managing of the waste gasoline as a used oil is only an option provided that your facility remains a conditionally exempt small quantity generator and that the waste gasoline is mixed with the used oil (in accordance with 40 CFR 261.5(j)). Please provide the following:
  - a. when the waste gasoline within the secondary containment was removed; and
  - b. copies of the shipping documents utilized to remove the waste gasoline.

5. During the inspection, the inspector requested additional information. The requests are reiterated within the inspection report on the listed pages below along with requests for additional information:
- a. On page 7 of the inspection report, the inspector stated that you had told her that the tank was cleaned out within the previous five years, but that you did not know the details of the tank clean out. Please indicate if any documents were found that outline the following information regarding the waste gasoline fuel tank:
    - i. the date when the fuel tank was last cleaned;
    - ii. the name(s) of the individual(s) that cleaned the tank; and
    - iii. a narrative and supporting documentation outlining what was done with any fuel/waste gasoline removed from the fuel tank.
  - b. On page 11 of the inspection report, the inspector observed multiple drains in the areas where used oil was spilled and inquired where the drains discharged. Within U-Pick-It's February 23, 2012, response, U-Pick-It stated that their consultant, E&A Consulting Group, Inc. was applying for a Missouri State Operating Permit for motor vehicle salvage yards and scrap metal recycling operations that authorizes storm water discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System. Within your June 22, 2012, response, you provided copies of the Missouri State Operating Permit that was issued on June 12, 2012, and the Motor Vehicle Salvage Business License that was issued on July 1, 2012. Additionally, you provided a map.
    - i. You indicated that you had a storm water permit at the time of the inspection; please provide a copy of the storm water permit that was in effect at the time of the inspection.
    - ii. You provided a map of the property that included a legend; however, the map did not specifically outline the drain locations or where the drains discharged. Please provide a revised map that specifically outlines the drain locations and where the drains discharge.

### 3007 RESPONSE INSTRUCTIONS

- Identify the Person(s) responding to this request on your behalf.
- Address each numbered item separately, and precede each answer with the number of the item to which it responds.
- For each numbered item, identify all documents consulted, examined, or referred to in the preparation of the answer, or that contain information responsive to the requested item. Provide true, accurate, and legible copies of all such documents. (If information responsive to an item is available but there are no relevant source documents, you must still provide the information.)
- For each document provided, indicate on the document (or in some similar manner) the number of the item to which it responds.
- For each numbered item, identify all persons consulted in the preparation of the answer.
- For purposes of this request, the term "you" or "your" refers to the company, corporation and any officer, principal, agent employee, or any other person(s) associated in any capacity.
- If information responsive to a requested item is not in your possession, identify the person(s) from whom the information may be obtained.
- If information that is not known or available at the time you make your response later becomes known or available to you, you must supplement your response.
- If, at any time after you submit your response, you find that any part of the information you submitted is incomplete, false, or misrepresents the truth, you must notify the EPA immediately.
- You must provide the requested information even though you consider it confidential information or trade secrets. If you want to make a confidentiality claim covering part or all of the information submitted, identify the material with words such as "trade secret," "proprietary," or "company confidential."
- The EPA will disclose this information only to the extent and by the means described in 40 CFR Part 2, Subpart B., provided that it qualifies as confidential business information.
- A request for an extension to the time limit for responding must be in writing and must be postmarked within five (5) calendar days of receipt of this information request. Address it to the person identified in the cover letter to receive your response.
- Copies of the Code of Federal Regulations may be obtained from the U.S. Government Bookstores or on the Internet at [www.epa.gov/epahome/cfr40.htm](http://www.epa.gov/epahome/cfr40.htm).
- This request for information is not subject to the approval requirements of the Paperwork Reduction Act of 1980.
- The EPA encourages you to conserve resources. Suggested methods include use of recycled paper, printing on both sides (duplex printing), and when possible submitting documents electronically (i.e., email or compact discs). If hard copy submittals are necessary, please do not submit documents in binders.

Not responding to this information request within the stated time limit and in accordance with these instructions may subject your facility to an enforcement action which could include the imposition of penalties of up to \$37,500 per violation, per day of continued noncompliance. Providing false, fictitious, or fraudulent statements or representations could lead to criminal penalties.

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

October 27, 2011

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

I received your voicemail regarding the above referenced matter. I am enclosing a copy of correspondence and contracts entered since our last communication to you in May of this year. The project is moving forward as the contracts have been signed and approval was received in June from the Planning Department. Apparently they are waiting on the survey so that the engineer can complete the easement.

I will keep you advised on the progress of this, but they are hopeful this can be completed within the next couple of weeks.

Very truly yours,

FOR THE FIRM



Robert F. Peterson

RFP/jm

Enclosure

cc: U-Pick-It, Inc.



# Dillon Engineering

Harold E. Dillon, P.E.

Consultant

Civil Engineering • Electrical Service • Design

21 June 2011



To Whom It May Concern  
Kansas City Planning and Development  
414 East 12<sup>th</sup> Street  
Kansas City, Missouri 64106

RE: Electrical Modifications for Industrial Unit @  
7700 East Winner Road  
Kansas City, Missouri 64106

*HED*  
Attn: Mr. R. Redford, Electrician:

Dillon Engineering was retained by U-Pick-It to make an engineering review of existing and planned electrical programs at the facility located at 7700 East Winner Road, Kansas City, Missouri 64106. A new 500 KVA 3 phase 41,949 AIC transformer and 800 amp 480 volt 50 KIC rated main entrance is planned for the Manchester side. The KVA figures shown on line drawing are actual field conditions and in all cases are below nameplate ratings.

Those above floor (in air) conduits can be equipped with THHN copper wire as per designated sizes. The underground conduits from transformer to main switch may encounter wet conditions and will need THW copper wire. Refer to NFPA 70 N.E.C. Tables 310.13-310.16. Proposed planned Parallel 500 Kcmil appears adequate as per Art. 670.4 required up sizing for motors.

Steel frame of building has 0.0 Ohm resistance to ground and is therefore an acceptable grounding device. Supporting tests are on file. Grounding wire should not be less than 1/0 cu as per Section 250.66 and 250.24c.

The enclosed line drawing accounts for electrical applicators present and proposed.

The enclosed I.C. rating schedule shows actual field results used for load calculations. The, four-second, high demand of crusher is included in demand factor.

Sincerely,

*Harold E. Dillon*  
Harold E. Dillon, P.E.  
Missouri Registered Professional Engineer  
Number 116746

Enclosures

cc: U-Pick-It  
Kansas City Planning and Development  
Dillon Engineering



# APPLICATION

Please complete this application in its entirety and submit to your GC/CM representative along with the following items: Site Diagram, Site Plan, Electronic Files, Hard Copies, etc. as listed on the attached letter.

Date: 10/15/15  
 Company Name: 1234567890 Contact Name: John Doe  
 Street Address: 7700 E. Main St.  
 City, State and Zip: Phoenix, AZ 85001  
 Office Phone: 602-555-1234 Fax: 602-555-5678 Cell: 915-555-1234  
 E-mail: john.doe@1234567890.com



Developer: 1234567890 Phone: 602-555-1234  
 Owner: 1234567890 Phone: 602-555-1234  
 Architect: 1234567890  
 Engineer: 1234567890  
 General Contractor: 1234567890  
 Electrical Contractor: Charles C. Brown, M.D. Phone: 602-555-1234

Project Name: 1234567890  
 Project Street Address: 7700 E. Main St.  
 City, State and Zip: Phoenix, AZ 85001

Emergency Routing/Service Required By: 1234567890  
 Date Temporary Service Required: 10/15/15 Date Permanent Service Required: 10/15/15

Project Size (Sq. Ft.) Existing: 1234567890 New: 1234567890 # of Floors: 1

Number of Meters: 1234567890 Entrance Size (Amps): 1234567890

Voltage (Phase): 120V (1) 240V (1)

Service Connection: ☒ Overhead ☐ Underground Underground

Standby Generation: ☒ Yes ☐ No Connected to: 1234567890 RW: 1234567890



Existing      New

|                  |                        |                 |   |                        |
|------------------|------------------------|-----------------|---|------------------------|
| Air Conditioning | Existing <u>120</u> kW | New <u>0</u> kW | # of hrs. <u>24</u>                         | Total Tonnage <u>2</u> |
| Cooling          | Existing <u>0</u> kW   | New <u>0</u> kW | Type <u>  </u>                              |                        |
| Dryer            | Existing <u>0</u> kW   | New <u>0</u> kW |   |                        |
| Space Heat       | Existing <u>0</u> kW   | New <u>0</u> kW | Type of Heat <u>  </u>                      |                        |
| Water            | Existing <u>0</u> kW   | New <u>0</u> kW | # of Salons <u>0</u>                        |                        |
| Lighting         | Existing <u>0</u> kW   | New <u>0</u> kW |   |                        |
| Miscellaneous    | Existing <u>0</u> kW   | New <u>0</u> kW | Equipment <u>  </u>                         |                        |
| Motors           | Existing <u>0</u> kW   | New <u>0</u> kW | Largest motor <u>20</u> Hp / User <u>  </u> |                        |
| Other            | Existing <u>0</u> kW   | New <u>0</u> kW |   |                        |
| Total Connected  | Existing <u>120</u> kW | New <u>0</u> kW | Estimated Diversified Demand                | <u>500</u> kW          |



Please give a description of work to be done: Removal of old air conditioning system and installation of new system.

**Billing Information (if different from contact)**

Company Name Summit      Mailing   

Street Address 1000 E. Main

City, State, and Zip Alton, IL 61810

Office Phone 618-272-1111      Fax 618-272-1111

Completed by Arthur S. Seltzer      Date 7/1/83

Company Summit Electric      Phone 618-272-1111

For information regarding energy efficiency in commercial jobs, please refer to website at [www.hsp.com](http://www.hsp.com) or contact us at 800-272-1111.





## COMMERCIAL & INDUSTRIAL PROJECT APPLICATION

Please complete this application in its entirety and submit it to your KCP&L representative along with the required items (i.e. Riser Diagram, Site Plan, Electronic Files, Hard Copies, etc.) listed on the attached letter.



Date: 5-9-2011

Company Name: U-Pick-It, Inc

Contact Name: Adam Moran

Street Address: 7700 E Winner RD

City, State, and Zip: Kansas City Missouri 64125

Office Phone: \_\_\_\_\_ Fax: 816-457-6064 Cell: 913-207-7879

E-Mail: husterfan8982@yahoo.com

### Name/Address

### Phone

Developer \_\_\_\_\_

Owner Harry Hansen 928-830-0112

Architect \_\_\_\_\_

Engineer \_\_\_\_\_

General Contractor \_\_\_\_\_

Electrical Contractor \_\_\_\_\_



Project Name: U-Pick-It Transformer project

Project Street Address: 7701 Wilson RD

City, State, and Zip: Kansas City Missouri 64125

Date Conduit Routing/Street Crossing Required By: \_\_\_\_\_

Date Temporary Service Required: \_\_\_\_\_

Date Permanent Service Required: \_\_\_\_\_

Project Size (Sq. Ft.): Existing \_\_\_\_\_

New \_\_\_\_\_

# of Floors \_\_\_\_\_

Number of Meters: 1

Entrance Size Amps: 400 Amp

Volts/Wires/Phase: 480 VOLT DELTA 3 WIRE

Service Connection: ☒ Overhead ☐ Underground

Standby Generation: ☐ Yes ☒ No

Connected to: \_\_\_\_\_

kW \_\_\_\_\_

[REDACTED]

|   | Existing         |  | New      |                                      |                     |
|---|------------------|--|----------|--------------------------------------|---------------------|
| Air Conditioning                        | <u>33600</u> kW  |  | _____ kW | # of Units _____                     | Total Tonnage _____ |
| Cooking                                 | _____ kW         |  | _____ kW | Type _____                           |                     |
| Dryer                                   | _____ kW         |  | _____ kW |                                      |                     |
| Space Heat <sup>200</sup> <sub>HP</sub> | <u>96000</u> kW  |  | _____ kW | Type of Heat <u>ELECT.</u>           |                     |
| Water                                   | <u>14400</u> kW  |  | _____ kW | # of Gallons _____                   |                     |
| Lighting                                | <u>12000</u> kW  |  | _____ kW | Type <u>FLUORESCENT + CFL LIGHTS</u> |                     |
| Miscellaneous                           | <u>19200</u> kW  |  | _____ kW | Equipment <u>AIR COMPRESSOR</u>      |                     |
| Motors                                  | _____ kW         |  | _____ kW | Largest Motor _____                  | Hp / Use _____      |
| Other                                   | _____ kW         |  | _____ kW |                                      |                     |
| Total Connected                         | <u>175200</u> kW |  | _____ kW | Estimated Diversified Demand _____   | kW                  |

[REDACTED]

Please give a description of your project: PUT BUILDING ON IT'S OWN  
POWER + METER  
POWER NOW IS FED FROM MAIN BUILDING

**Billing Information** (if different from contact):

Company Name: \_\_\_\_\_ Attention: \_\_\_\_\_  
Street Address: \_\_\_\_\_  
City, State, and Zip: \_\_\_\_\_  
Office Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Completed by: \_\_\_\_\_ Date: \_\_\_\_\_  
Company: \_\_\_\_\_ Phone: \_\_\_\_\_

**For information regarding energy efficiency and KCP&L's commercial rebates program, please refer to our website at [www.KCPL.com](http://www.KCPL.com) or contact us at (816) 221-2323.**

August 11, 2011

U-Pick-It  
Attn: Harry Hansen  
7701 Wilson Rd.  
Kansas City, MO. 64125

Dear Mr. Hansen,

Please find enclosed the invoice and drawings to remove the primary service and install a pad mounted transformer at 7700 Wilson Rd and an overhead transformer at 7701 Wilson Rd

The drawings show the responsibility of the customer/contractor and Kansas City Power & Light. It will be the customer's responsibility to have the primary conduit surveyed by a licensed survey company. Please send the survey to me so our Real Estate Department can write a private KCPL easement for the new underground primary. Once the conduit and transformer base are installed, notify the underground inspector at 816-245-3873 to schedule an open trench inspection.

All the aforementioned responsibilities are required, the appropriate easement is signed and payment made, prior to scheduling crews for final hookup and can take up to two-three weeks. Keep me informed of your progress to ensure we meet both our schedules. If you have further questions, I can be reached at 816-242-5948.

Sincerely,



Nibrass Al-Mansouri  
Engineer – Central Design  
Front & Manchester Service Center



# INVOICE

Work Request No. 479655Work Order No. 02-67631

Quote No. \_\_\_\_\_

**Customer Information**

Select Customer Type:

Commercial

Principal Contact: Harry HansenCustomer Name: Harry HansenAddress: 7701 Wilson Rd.State: MOZip Code: 64125Phone #: 928-830-0112Mobile #: 928-830-0112SSN OR EIN #: 19699468Location of work: 7701 Wilson Rd.Subdivision Name (Phase #) or Project Name: U-Pick-ItScope of Work: replacement of a primary service with secondary services and installation of one pad mounted and one OH transformers.Section 31

Township

50N

Range

32W**Facilities Extension Agreement**☐ Applicable☐ N/A

THIS AGREEMENT, made and entered into by and between Kansas City Power & Light, hereinafter called "Company", and Harry Hansen, hereinafter called "Customer".

**WITNESSETH:**

That in consideration of the mutual covenants and agreements herein contained, the parties hereto agree as follows:

1. Company, for and in consideration by Customer as described below, does hereby covenant and agree to furnish electric facilities, as defined by Company's electric distribution extension policy, to Customer at the location(s) described above.
2. Customer, for and in consideration of the construction work to be done by the Company in order to furnish such service, agrees to make the following considerations prior to Company starting construction: ☒ Yes ☐ N/A

a) Non-Refundable Construction Charge (Contribution) @ \$33,881.00

b) Potentially Refundable Construction Charge (Advance) @ \$0.00

Method of Payment for Contribution and Advance:

Company Check

3. The Non-Refundable Construction Charge is based upon construction estimates. Where the Charge is considered highly uncertain, a comparison of estimated to actual costs will be made at extension completion, at Company's discretion, if noted here: ☐ Yes ☒ No ☐ N/A

4. Classification of Service by Company: ☒ Permanent ☐ Indeterminate ☐ Temporary

5. Company's Construction Charges requirements, as calculated for this Extension Agreement, may become void after 120 days, at Company's discretion, after Agreement is presented to Customer, unless Agreement is fully executed before that time, indicated by signature and date below.

6. Customer is responsible for providing special ditching required for soil conditions including, but not limited to the presence of rock or other environmental issues which prevents the use of normal trenching and backfilling practices used in trenchable soil. Customer is responsible for maintaining grade and clearance during Company's construction. Customer is responsible for adhering to all requirements set forth in the Electric Extension Standards.

7. All customer installed conduit and pads must be surveyed by a licensed, certified survey company before the project will be released by KCP&L for construction, if noted here: ☒ Yes ☐ No ☐ N/A

8. All necessary easements granting KCP&L permission to install equipment on private property must be signed, notarized and returned to KCP&L prior to the project being released for construction. Easements are required from the customer or other property owners, if noted here: ☒ Yes ☐ No ☐ N/A

**KCPL Accounting Distribution to be Credited (FOR INTERNAL KCPL USE ONLY):**

| Dept | Account | Product | Project  | Activity | ResCat | Description | Amount      |
|------|---------|---------|----------|----------|--------|-------------|-------------|
| 271  | 107000  | 30092   | 02-67631 | DE034    | 683    |             | \$33,881.00 |

**\$33,881.00**

Upon receipt of a fully executed original copy of this form and the applicable considerations for Construction Charges, Company will begin the design and schedule KCP&L construction for the specified property(ies) above. IN WITNESS WHEREOF, the parties hereto have affixed their signatures as dated below:

Harry Hansen

Customer Name - Printed

Customer Signature

Nibrass Al-Mansouri

Company Representative

Company Signature

Date of Signature: \_\_\_\_\_

Date of Signature: 08/11/11

# PROPOSAL

## REDFORD ELECTRICAL SERVICE LLC.

4539 Ridgeway Ave  
Kansas City MO 64133-1953

Phone: (816) 405-8851

PROPOSAL SUBMITTED TO

|           |                 |
|-----------|-----------------|
| NAME      | U-PICK-IT       |
| ADDRESS   | 7700 WINTER RD. |
|           | K.C. MO.        |
| PHONE NO. |                 |

WORK TO BE PERFORMED AT.

|               |                |
|---------------|----------------|
| ADDRESS       | 7701 WILSON RD |
|               | K.C. MO.       |
| DATE OF PLANS |                |
| ARCHITECT     |                |

PROPOSAL NO

7159

SHEET NO

1 OF 1

DATE

8-22-11

We hereby propose to furnish the materials and perform the labor necessary for the completion of NEW 400 AMP 3 PHASE 480V DELTA GROUND B PHASE SERVICE. NEW SERVICE TO BE BUILT ON EAST SIDE OF BUILDING SOUTH END EXTERIOR. NEW CT CABINET WITH METER ON RIGHT SIDE AND MAIN 400 AMP DISCONNECT ON LEFT SIDE OF CT CABINET (MAIN BREAKER TYPE DISCONNECT USED WITH NEW 400A 3R BAWTIGHT ENCLOSURE). FROM MAIN BREAKER WILL FEED EXISTING 400 AMP DISCONNECT IN ELECTRICAL ROOM. NEW GROUNDING TO NEW 400 AMP MAIN DISCONNECT, 2-3/4" X 10' GROUND RODS AND TO STRUCTURAL STEEL. GROUND ALSO NEW FROM METER CAN TO 1/2" X 6' GROUND ROD. FROM CT CABINET RUN 4" PVC UNDER GROUND TO POLE ON WILSON RD. BY GATE. WE SUPPLY AND PULL WIRE FROM MAIN DISCONNECT THRU CT CABINET DOWN THRU 4" PVC UNDER GROUND PIPE TO POLE AND UP POLE 55 FEET. WIRE WILL BE 750MM ALUMINUM. WIRE FROM MAIN DISC TO EXISTING DISCONNECT WILL BE 500MM COPPER. THIS INCLUDES CITY PERMITTING AND TRENCHING IN THIS BID.

\* AN EXTRA COST MAY COME UP IF KOPH MAKES US INCREASE THE UNDERGROUND PIPING IN CONCRETE DUE TO GRAVEL SURROUNDINGS AND IF BALARDS IN FRONT OF SERVICE IS REQUIRED

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work, and completed in a substantial workmanlike manner for the sum of

SIXTEEN THOUSAND TWO HUNDRED Dollars (\$ 16,200.00)

with payments to be made as follows: \$8000.00 AT START OF JOBS TO COVER MOST EQUIPMENT

+ MATERIAL COST + PERMITTING. \$5000.00 DRAW WHEN \$8000.00 RUN'S OUT AND \$3200.00 AT COMPLETION PLUS EXTRA'S IF NEEDED

Respectfully submitted RANDAL REDFORD

Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control

Per REDFORD ELECTRICAL SERVICE LLC

Note - This proposal may be withdrawn by us if not accepted within 45 days.

### ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

Signature \_\_\_\_\_

Date \_\_\_\_\_

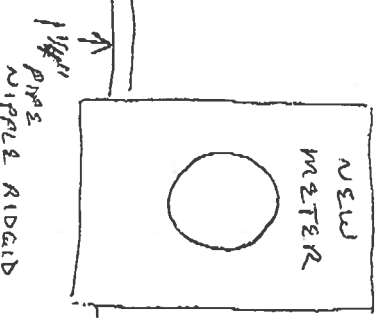
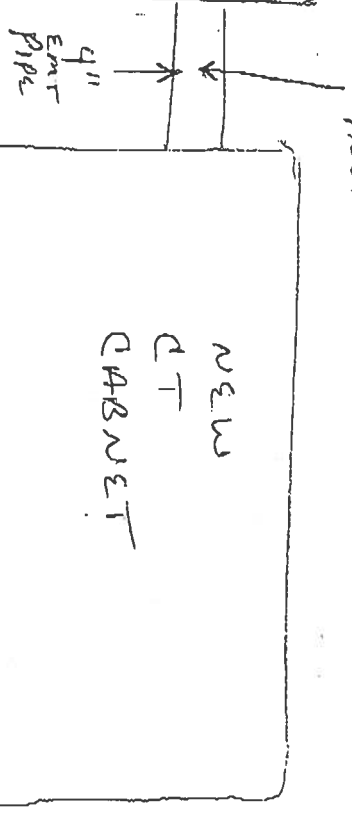
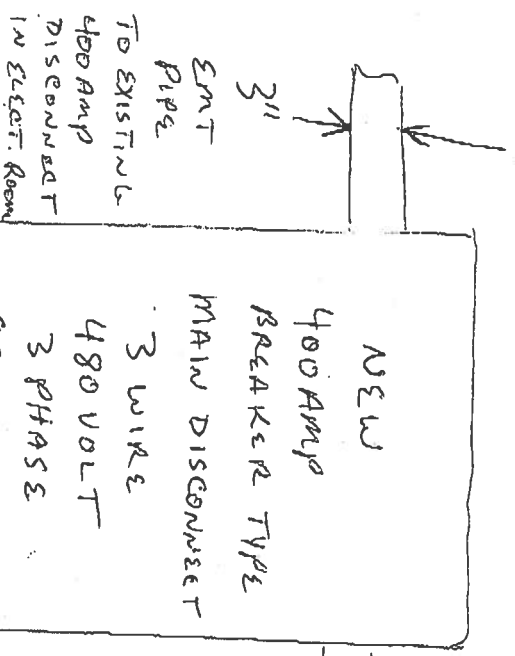
Signature \_\_\_\_\_

NEW 100 AMP - 110000  
 480VOLT 3 WIRE  
 GROUNDED 3 PHASE  
 DELTA  
 SERVICE

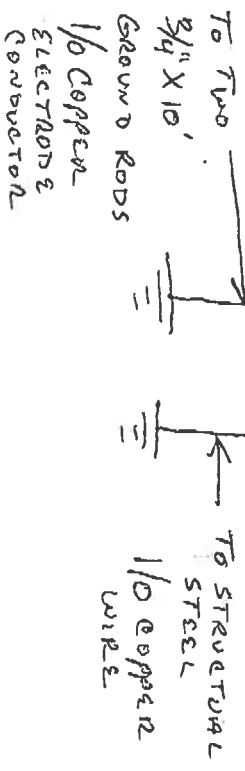
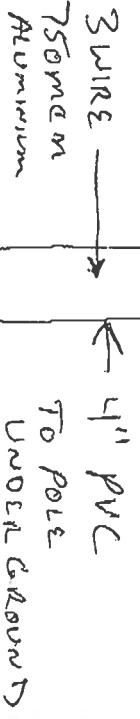
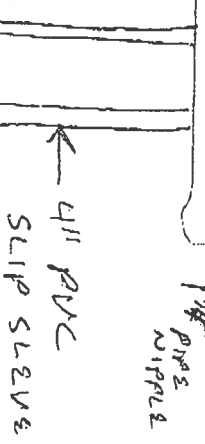
7201 WILSON RD  
 K.C. MO.

3-500 MCM  
 COPPER  
 1-1/0 COPPER  
 WIRE

3 WIRE  
 750 MCM  
 ALUMINUM



#6 COPPER  
 GROUND  
 SOLID  
 WIRE





KCPD  
POWER  
POLE → ○

7701 WILSON RD

164 FT

4" PVC  
UNDER GROUND  
PIPING

EXISTING  
ELECTRICAL  
&  
MECHANICAL  
Room

NEW  
METER

1 1/4" PIPE

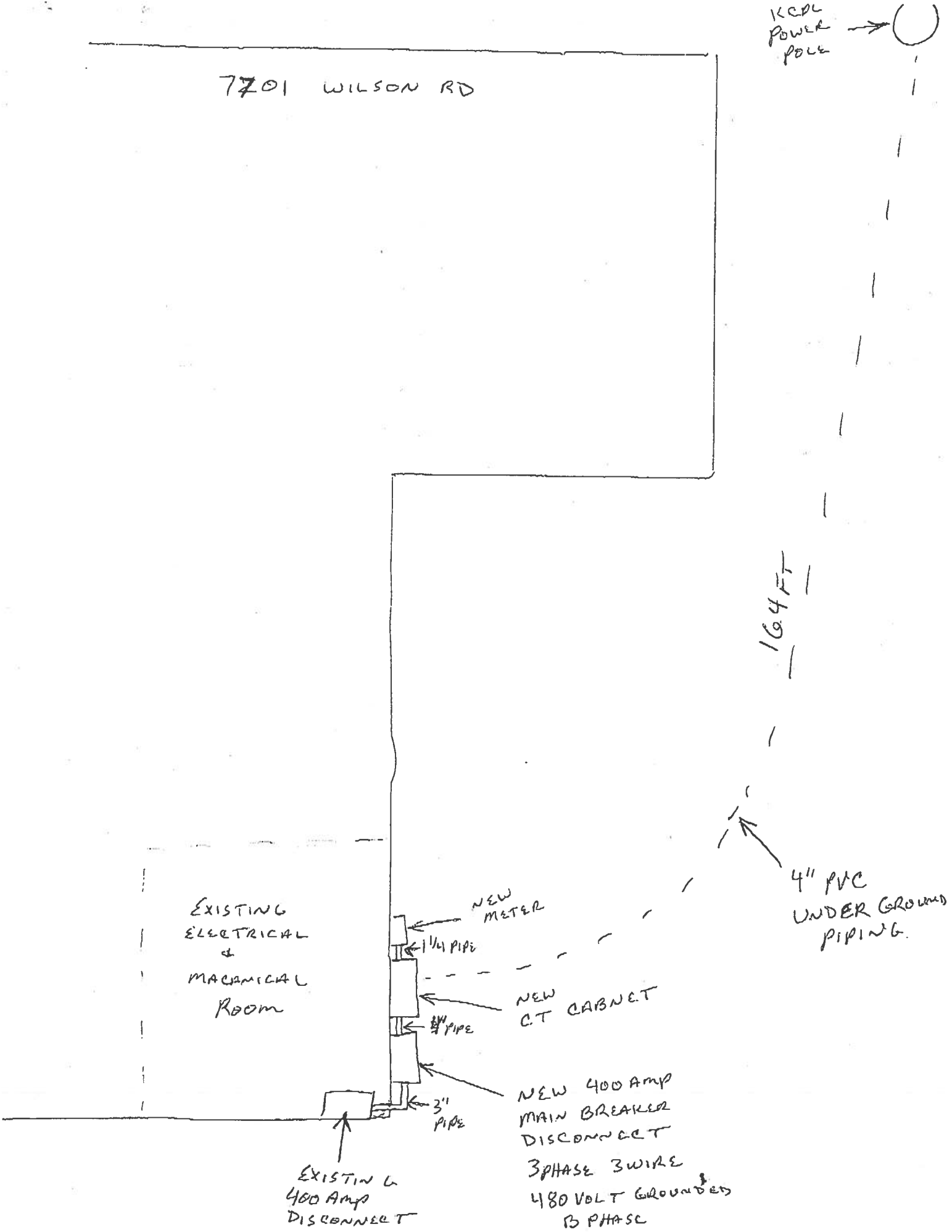
NEW  
CT CABINET

3/4" PIPE

NEW 400 AMP  
MAIN BREAKER  
DISCONNECT  
3PHASE 3WIRE  
480 VOLT GROUND  
B PHASE

3" PIPE

EXISTING  
400 AMP  
DISCONNECT







# CITY OF KANSAS CITY, MISSOURI

ELECTRICAL WITH SERVICE PERMIT

DEPARTMENT OF CITY PLANNING & DEVELOPMENT  
5th Floor, City Hall  
414 E. 12th Street  
Kansas City, MO 64106-2792  
(816) 513-1500 www.kcmo.org/codes

ADDRESS: 7700 WINNER RD SUITE: LEGAL: JA14930010102000000  
PROJECT NAME: U PICK IT INC - ELECTRICAL PERMIT NUMBER: CPEM-201212076  
CONTROL NO.: CP201212076 PARENT NUMBER: NONE DATE ISSUED: 22-JUN-2011  
PLANS REQD: SITE PLAN REQD: ZONING: M1-5 ISSUED BY: GHIZIANA IOSIF-ARNDT  
GROSS BUILDING AREA: NO. OF STORIES: DWELLING UNITS: CODE: 2006 IBC

---

PERMITTEE INFORMATION: PROFESSIONAL INFORMATION:  
PULSE ELECTRIC, LLC PULSE ELECTRIC, LLC  
RUSS JOHNSTON PULSE ELECTRIC, LLC  
CONTACT 2102 NE 74TH TERR 2102 NE 74TH TERR  
2102 NE 74TH TERR GLADSTONE MO 64118

---

GLADSTONE MO 64118 CONTRACTOR'S LICENSE: 954359  
BUSINESS LICENSE:

## CONDITIONS OF APPROVAL:

### SCOPE OF WORK/COMMENTS:

Install 800 AMP/ 480 VOLT/ 3 PHASE GROUNDED b PHASE delta electrical service per reviewed line drawing and Information Bulletin 160.

|                     |                 |                        |                       |
|---------------------|-----------------|------------------------|-----------------------|
| CLASS: 437          | CONST TYPE: N-R | OCC GROUP: N-R         | CITY PROJECT:         |
| TOTAL PROJ COST: \$ |                 | PERMIT VALUE: \$       | 23,000.00             |
| FEE:                | CP02            | COMMERCIAL PERMIT FEES | PERMIT FEE: \$ 348.50 |
|                     |                 |                        | TOTAL FEES: \$ 348.50 |

I HEREBY CERTIFY THAT I AM THE AUTHORIZED AGENT OF THE PERMITTEE AND AFFIRM THE ABOVE STATEMENTS AS TRUE AND CORRECT, AND AGREE TO COMPLY WITH THE PROVISIONS OF THE KANSAS CITY BUILDING & REHABILITATION CODE AND OTHER APPLICABLE ORDINANCES AND LAWS. WHERE ASBESTOS-CONTAINING MATERIALS MAY BE PRESENT, THE UNDERSIGNED ACKNOWLEDGES RESPONSIBILITY TO COMPLY WITH ALL REQUIREMENTS OF ORDINANCE CHAPTER 8, AIR QUALITY VERIFICATION OF AVAILABILITY OF UTILITY SERVICE IS THE RESPONSIBILITY OF THE APPLICANT, AND MAY IMPACT FINAL APPROVAL OF THE PERMITTED WORK. NO COMBUSTIBLE CONSTRUCTION MAY OCCUR PRIOR TO THE AVAILABILITY OF FIRE HYDRANTS WITH WATER SUPPLY AS REQUIRED BY ORDINANCE CHAPTER 28, FIRE CODE. DEBRIS DISPOSAL SHALL BE IN ACCORDANCE WITH ORDINANCE CHAPTER 62. THIS PERMIT IS SUBJECT TO EXPIRATION IN ACCORDANCE WITH KCBRC SECTION 18-19.

PERMISSION FOR THE ABOVE DESCRIBED WORK IS HEREBY GRANTED:

SIGNED: Russ Johnston DATE: 6/22/11 [Signature] DATE: 6-22-11  
PERMITTEE FOR THE DIRECTOR

TO REQUEST INSPECTIONS BY FAX 513-1536  
OR BY 24-HOUR RECORDER 513-1500 #1  
INSPECTIONS OFFICE 513-1500 #2

THE DISPOSAL OF DEMOLITION WASTE IS  
REGULATED BY THE DEPT OF NATURAL RESOURCES  
UNDER CHAPTER 260, RSMO. SUCH WASTE SHALL  
BE TAKEN TO A DEMOLITION LANDFILL FOR DISPOSAL.

THIS FORM IS A PERMIT ONLY WHEN VALIDATED HERE

10 55110005 6/22/2011 2:11PM  
REC'D 00002111 TRS 0022 CR4110 0906  
2011 22 2076 3348.50  
Electrical Permit 3348.50  
CE 40.00  
CHANGE

T1875595B  
6.5-50 (3)  
277 Y-Y

8 AC5R 0W

OH244113

OH244112

1  
EXISTING  
PW80-1  
INSTALL  
460-331(X)  
XFO-6.5-50  
FOREIGN ATT.  
(2) AT&T/SBC-1  
OTHER-  
(3) UNKNOWN-

2  
INSTALL  
3MIT-W480W4-T  
MTR-CT400-I

UG245651  
PO-324-23  
6000  
NL Y-Y

GSTE2

CUSTOMER TO INSTALL GUARD  
POSTS FOR PAD MOUNTED  
TRANSFORMER PER STD 140.1-7

4  
BORE FROM POINT 2 TO 3

5  
INSTALL  
700-103  
750-321  
XFP-8.6-500

6  
INSTALL  
3MIT-W480W4-T  
MTR-CT800-I

T1875558B  
8.6-500  
240/480 Y-Y

OH244113

KCPL FACILITIES THAT ARE REQUIRED BY LOCAL ORDINANCES.

PRIMARY CONDUCTOR/CONDUIT 3Ø

ALL CONDUIT TO BE 4" SCH. 40 PVC CONDUIT FOR 3PH PER  
ALL ELBOWS TO BE A MIN OF 36" RADIUS. MAXIMUM OF 1'  
ALL CONDUIT INSTALLED BY CUSTOMER UNLESS NOTED  
K----K----

XF PAD

BASE FOR 3PH PADMOUNT TRANSFORMER FURNISHED &  
INSTALLED BY CUSTOMER PER STD DWG. 700-103 OR 700

OTHER

CUSTOMER TO CONTACT KCPL FOR OPEN TRENCH  
INSPECTION OF CONDUIT & EQUIPMENT. NEED TO CALL  
(816)-898-2214 48 HOURS IN ADVANCE  
CUSTOMER TO SUPPLY KCPL WITH SURVEY AND EASEMENT  
OF ALL CONDUIT ON CUSTOMER PROPERTY.

COMMERCIAL SERVICE

800A, 277/480V, 3Ø, 4W  
3 SETS OF 1C #2CU IN 4" SCH 40 PVC.  
3 C.T.'S 800:5 INTERMEDIATE (960-800) IN CUSTOMER CA  
METER SOCKET 261-155  
METER 7421T

400A, 277/480V, 3Ø, 4W  
3 C.T.'S 400:5 INTERMEDIATE (960-401) IN CUSTOMER CA  
METER SOCKET 261-155  
METER 7421T

C.T.'S AND METER SOCKET FURNISHED BY KCPL AND INST  
BY CUSTOMER, 1-1/4" METALIC CONDUIT FOR C.T. CABLE  
EXCEED 65' IN LENGTH PER SECTION III.B. 8 - C.T. RATED  
METERING AND PER STANDARD DWG. 900.1-56.  
METER LOCATION WILL BE PROVIDED BY KCPL.

SECTION III.F, A - INFORMATION

IT IS REQUIRED THAT THE CUSTOMER'S SERVICE CONDUCT  
BE NO GREATER THAN EITHER 500-kcm COPPER OR 750-k  
AA-8000 SERIES ELECTRICAL GRADE ALUMINUM ALLOY.

326173

JA-8-5960

3  
INSTALL  
PW50-3  
340-201  
740-351  
F-L102-OL

F1875554-102

OH1373789

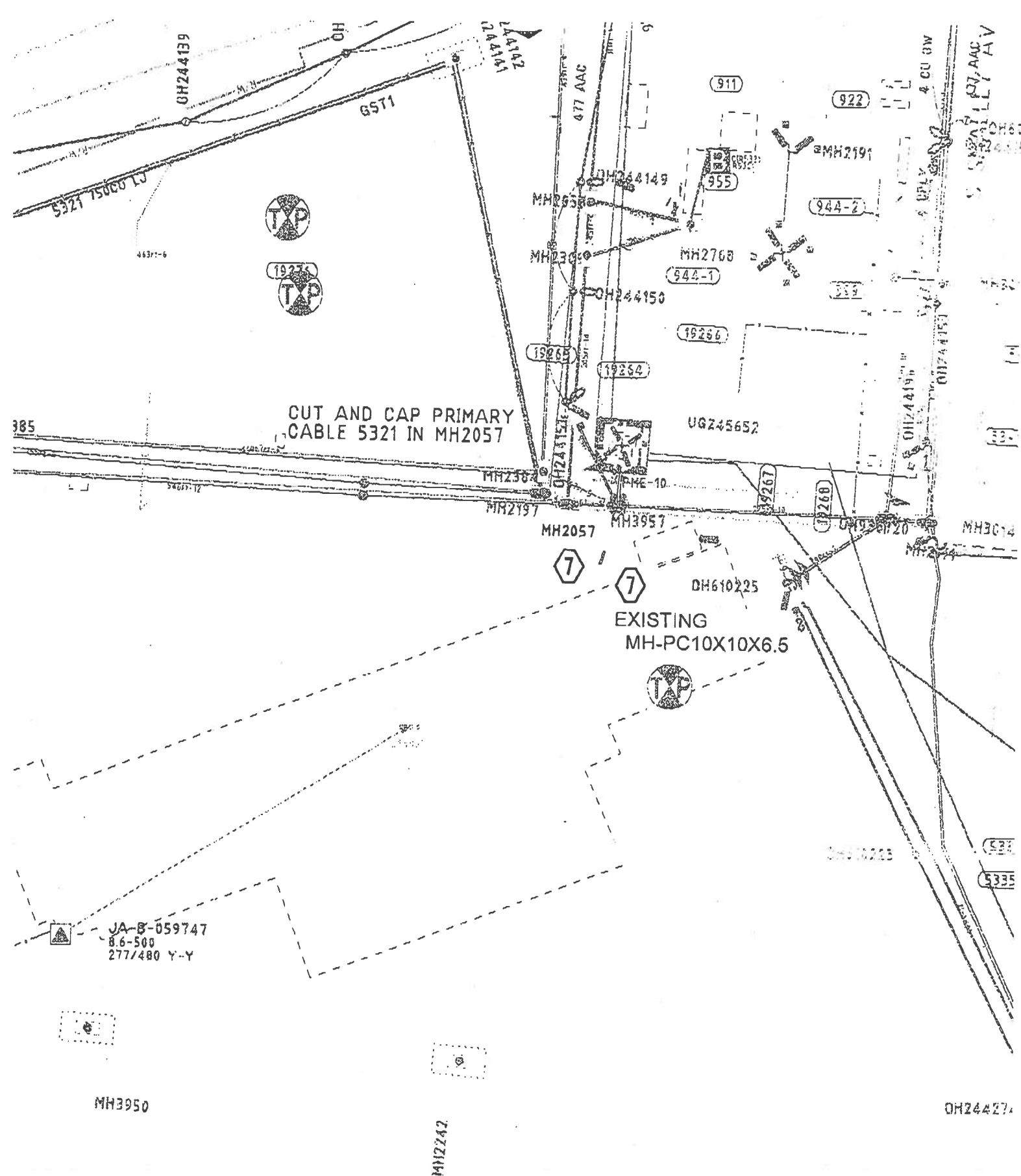
3222-1

OH244130

15424

GST3

OH244132



## U-Pick-It, Inc Transformer project

Kcpl contact info Nibrass AlMansouri (816)-242-5948. They will be in charge of getting power to the transformer. Quote completed 5-10-2011 will inform of project start date very soon.

Randy Redford Electrician will be in charge of getting power from the transformer to the buildings.

Contact info for him is (816)-405-8851

Jim Jennings will be the contact I will use to remove the old transformers. Contact info for him will be. (314)-488-7054.

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

January 10, 2012

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

I am writing to update you on the status of the transformer replacement for my client, U-Pick-It. The replacement transformer is being installed at this time and it is anticipated that the old unit can be taken out of service and disposed of within the next two to three weeks depending on how quickly the contractor works.

I will get back to you when the replacement and removal has been completed.

Very truly yours,

FOR THE FIRM

A handwritten signature in black ink, appearing to read "Robert F. Peterson", is written over the typed name. The signature is stylized with a large, looping initial "R".

Robert F. Peterson

RFP/jm

cc: U-Pick-It, Inc.

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

January 13, 2011

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

As a follow up to our telephone conversation, I am forwarding to you correspondence between my client and Kansas City Power and Light regarding the location for a transformer to be installed by KCP&L. Apparently the process is not progressing as fast as we would like, but it is moving forward as soon as we can do it.

If you have questions, please do not hesitate to call. However, I did want to send this to you to show that we are proceeding in good faith and with legitimate intent on this matter.

Very truly yours,

FOR THE FIRM

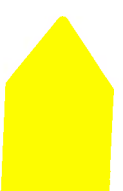


Robert F. Peterson

RFP/jm

Enclosures

cc: U-Pick-It, Inc.





**YAHOO! MAIL**  
Classic**FW: 7203 Wilson-U Pick It Auto Parts**

Tuesday, October 12, 2010 2:12 PM

**From:** "Al-Mansouri Nibrass" <Nibrass.AlMansouri@kcpl.com>**To:** "'huskerfan8982@yahoo.com'" <huskerfan8982@yahoo.com>**Cc:** "Fitch Scott" <Scott.Fitch@kcpl.com>, "Kreher Paul" <Paul.Kreher@kcpl.com>

3 Files (2099KB)



UPI10001.p



UPI20001.p



Commercial

Hi Adam,

Attached is the load information we have received from Cadence Electrical. Please review and let us know if you have any comments. We also need the data for the largest motor.

I have attached a blank form if you need one.

As discussed earlier with Scott Fitch, we would prefer to have one point of contact regarding this project.

Regards,

**Nibrass Al Mansouri**  
**Engineer - Central Design**  
**KCP&L**  
4400 E. Front St.  
Kansas City, MO 64120  
816-242-5948

---

**From:** Cadence Electrical [mailto:cadenceelectrical@gmail.com]**Sent:** Tuesday, October 12, 2010 1:50 PM**To:** Al-Mansouri Nibrass**Subject:** Re: 7203 Wilson -U Pick It Auto Parts

Nibrass,

Here is the load sheets for U-Pick It. We're estimating that 800 amps at 480v is sufficient for the equipment being used at this time however given the size of the building I think it would be safe to bring in not less than 1000 amps for future use. I also won't know if this service will be overhead or underground until we designate a location for the transformer and the service entrance. If you have any questions please don't hesitate to call me. I look forward to getting this project underway as soon as possible. Thanks Nibrass.

On 8 October 2010 13:12, Al-Mansouri Nibrass <Nibrass.AlMansouri@kcpl.com> wrote:

Hi Andy,

Could you please fill in the attached form and send it back?

Regards,

**Nibrass Al Mansouri**  
**Engineer - Central Design**  
**KCP&L**  
4400 E. Front St.  
Kansas City, MO 64120  
816-242-5948

---  
Andy Duckett  
Cadence Electrical  
Office 866-440-0108  
Cell 816-935-2310  
fax (800)797-9650  
[www.cadenceelectricalkc.com](http://www.cadenceelectricalkc.com)

---

[REDACTED]

|                        | <i>Existing</i> | <i>New</i> |                                     |                     |
|------------------------|-----------------|------------|-------------------------------------|---------------------|
| Air Conditioning       | _____ kW        | _____ kW   | # of Units _____                    | Total Tonnage _____ |
| Cooking                | _____ kW        | _____ kW   | Type _____                          |                     |
| Dryer                  | _____ kW        | _____ kW   |                                     |                     |
| Space Heat             | _____ kW        | _____ kW   | Type of Heat _____                  |                     |
| Water                  | _____ kW        | _____ kW   | # of Gallons _____                  |                     |
| Lighting               | _____ kW        | _____ kW   | Type _____                          |                     |
| Miscellaneous          | _____ kW        | _____ kW   | Equipment _____                     |                     |
| Motors                 | _____ kW        | _____ kW   | Largest Motor _____                 | Hp / Use _____      |
| Other                  | _____ kW        | _____ kW   |                                     |                     |
| <b>Total Connected</b> | _____ kW        | _____ kW   | <b>Estimated Diversified Demand</b> | _____ kW            |

[REDACTED]

Please give a description of your project: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Billing Information** (if different from contact):

Company Name: \_\_\_\_\_ Attention: \_\_\_\_\_  
Street Address: \_\_\_\_\_  
City, State, and Zip: \_\_\_\_\_  
Office Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Completed by: \_\_\_\_\_ Date: \_\_\_\_\_  
Company: \_\_\_\_\_ Phone: \_\_\_\_\_

*For information regarding energy efficiency and KCP&L's commercial rebates program, please refer to our website at [www.KCPL.com](http://www.KCPL.com) or contact us at (816) 221-2323.*

|                  | Existing                       |  | New |  |   |                        |
|------------------|--------------------------------|--|-----|--|---|------------------------|
| Air Conditioning | <u>20</u> kW                   |  |     |  | # of Units <u>2</u>   | Total Tonnage <u>2</u> |
| Cooking          | <u>—</u> kW                    |  |     |  | Type <u>                    </u>                                  |                        |
| Dryer            | <u>—</u> kW                    |  |     |  |   |                        |
| Space Heat       | <u>—</u> kW                    |  |     |  | Type of Heat <u>                    </u>                          |                        |
| Water            | <u>5</u> kW                    |  |     |  | # of Gallons <u>50</u>  |                        |
| Lighting         | <u>50</u> kW                   |  |     |  | Type <u>FLUORESCENT</u>   |                        |
| Miscellaneous    | <u>100</u> kW                  |  |     |  | Equipment <u>MISC 120/208 V EQUIPMENT</u>                         |                        |
| Motors           | <u>190</u> kW                  |  |     |  | Largest Motor <u>                    </u> Hp / Use <u>CEUSHER</u> |                        |
| Other            | <u>                    </u> kW |  |     |  |   |                        |
| Total Connected  | <u>365</u> kW                  |  |     |  | Estimated Diversified Demand <u>400</u> kW                        |                        |

**Miscellaneous Information**

Please give a description of your project: REMOVE OIL FILLED XEAL PER EPA REQUIREMENT  
AND REPLACE ALL EXISTING DISTRIBUTION EQUIPMENT (REMOVE 13KV  
FROM BUILDING.)

**Billing Information (if different from contact):**

Company Name: U Pick IT Attention: DANER  
 Street Address: 7700 E 24 HWY  
 City, State, and Zip: KANSAS CITY MO 64108  
 Office Phone: 816-472-1004 Fax: 816-457-6064

Completed by: ANDREW DUKET Date: 10/11/10  
 Company: CADENCE ELECTRICAL Phone: 816-935-2310

For information regarding energy efficiency and KCP&L's commercial rebates program,  
 please refer to our website at [www.KCPL.com](http://www.KCPL.com) or contact us at (816) 221-2323.

# APPLICATION

Please complete this application in its entirety and submit it to your KCP&L representative along with the required items (i.e. Riser Diagram, Site Plan, Electronic Files, Hard Copies, etc.) listed on the attached letter.

**Company Information**

Date: 10/11/10

Company Name: U-Pick IT

Contact Name: Dexter

Street Address: 7700 E 24 Hwy

City, State, and Zip: KANSAS CITY MO 64108

Office Phone: 816-472-1004 Fax: 816-457-6064 Cell: 913-207-2830

E-Mail: \_\_\_\_\_

## Name/Address

## Phone

|                       |                                      |                     |
|-----------------------|--------------------------------------|---------------------|
| Developer             | _____                                | _____               |
| Owner                 | <u>U Pick IT</u>                     | <u>816-472-1004</u> |
| Architect             | _____                                | _____               |
| Engineer              | _____                                | _____               |
| General Contractor    | _____                                | _____               |
| Electrical Contractor | <u>CIDENKE ELECTRIC, MERIDIAN KS</u> | <u>816-935-2310</u> |

**Project Information**

Project Name: U-Pick-IT TRANSFORMER DEMO

Project Street Address: 7700 E 24 HWY

City, State, and Zip: KANSAS CITY MO 64108

Date Conduit Routing/Street Crossing Required By: \_\_\_\_\_

Date Temporary Service Required: TBD Date Permanent Service Required: TBD

Project Size (Sq. Ft.): Existing 244,000 A<sup>2</sup> New \_\_\_\_\_ # of Floors 2

Number of Meters: 1 Entrance Size Amps: 800 (PROPOSED)

Volts/Wires/Phase: 480 V 3Φ 4 WIRE

Service Connection: ☐ Overhead ☐ Underground UNKNOWN

Standby Generation: ☐ Yes ☒ No Connected to: \_\_\_\_\_ KW \_\_\_\_\_



## COMMERCIAL & INDUSTRIAL PROJECT APPLICATION

Please complete this application in its entirety and submit it to your KCP&L representative along with the required items (i.e. Riser Diagram, Site Plan, Electronic Files, Hard Copies, etc.) listed on the attached letter.

[Redacted]

Date: \_\_\_\_\_

Company Name: \_\_\_\_\_

Contact Name: \_\_\_\_\_

Street Address: \_\_\_\_\_

City, State, and Zip: \_\_\_\_\_

Office Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Cell: \_\_\_\_\_

E-Mail: \_\_\_\_\_

### Name/Address

### Phone

|                       |       |       |
|-----------------------|-------|-------|
| Developer             | _____ | _____ |
| Owner                 | _____ | _____ |
| Architect             | _____ | _____ |
| Engineer              | _____ | _____ |
| General Contractor    | _____ | _____ |
| Electrical Contractor | _____ | _____ |
| _____                 | _____ | _____ |

[Redacted]

Project Name: \_\_\_\_\_

Project Street Address: \_\_\_\_\_

City, State, and Zip: \_\_\_\_\_

Date Conduit Routing/Street Crossing Required By: \_\_\_\_\_

Date Temporary Service Required: \_\_\_\_\_

Date Permanent Service Required: \_\_\_\_\_

Project Size (Sq. Ft.): Existing \_\_\_\_\_

New \_\_\_\_\_ # of Floors \_\_\_\_\_

Number of Meters: \_\_\_\_\_

Entrance Size Amps: \_\_\_\_\_

Volts/Wires/Phase: \_\_\_\_\_

Service Connection: ☐ Overhead ☐ Underground

Standby Generation: ☐ Yes ☐ No

Connected to: \_\_\_\_\_

kW \_\_\_\_\_



**Re: 7203 Wilson-U Pick It further info needed**

**From:** "Adam Moran" <huskerfan8982@yahoo.com>

**To:** "Adam Moran" <huskerfan8982@yahoo.com>

Wednesday, January 12, 2011 12:12 PM

We were hoping to touch base with you on where we stand on this project. Do we need to provide you with any more info or if there is anything we can do plz let us know. THANKS

--- On Thu, 12/9/10, Adam Moran <huskerfan8982@yahoo.com> wrote:

From: Adam Moran <huskerfan8982@yahoo.com>  
 Subject: Re: 7203 Wilson-U Pick It further info needed  
 To: "Al-Mansouri Nibrass" <Nibrass.AIMansouri@kcpl.com>  
 Date: Thursday, December 9, 2010, 1:00 PM

Hope this is what your needing sorry i did not get all questions completed! please feel free to contact me or my GM. Dexter Blackmer 913-207-2830 GM Adam Moran 913-207-7879

--- On Mon, 11/22/10, Al-Mansouri Nibrass <Nibrass.AIMansouri@kcpl.com> wrote:

From: Al-Mansouri Nibrass <Nibrass.AIMansouri@kcpl.com>  
 Subject: 7203 Wilson-U Pick It further info needed  
 To: "huskerfan8982@yahoo.com" <huskerfan8982@yahoo.com>  
 Date: Monday, November 22, 2010, 11:21 AM

Adam,

Thank you for sending the load sheet. We would be grateful if you could provide the following information so that we can further assist you:

1. Designate a location for the transformer and the service entrance.
2. Estimated load and voltage level.
3. Number of times your largest motor (crusher) will start per day?
4. Type of motor starter (if available).
5. Motor data for your largest motor (crusher) as listed below (this info can be obtained from the motor name plate);
  - a. NEMA Code Letter for motor (on the name plate).
  - b. Full load current at rated voltage for the crusher motor.
  - c. Locked Rotor current for the crusher motor.
  - d. Starting Power Factor and Running Power Factor for the crusher motor.
  - e. Percent Efficiency for the crusher motor.
  - f. Is it a 3-phase or single phase motor?

It would also be helpful to send us a single line diagram if you have one.

Please contact me if you have any questions.

Regards,

**Nibrass Al Mansouri**  
**Engineer - Central Design**  
**KCP&L**  
4400 E. Front St.  
Kansas City, MO 64120  
816-242-5948

---



# YAHOO! MAIL

Classic

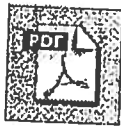
Re: 7203 Wilson-U Pick It further info needed

From: "Adam Moran" <huskerfan8982@yahoo.com>

To: "Al-Mansouri Nibrass" <Nibrass.AIMansouri@kcpl.com>

2 Files (1240KB)

Thursday, December 9, 2010 1:00 PM



DOC120910 2010-11-30

Hope this is what your needing sorry i did not get all questions completed! please feel free to contact me or my GM. Dexter Blackmer 913-207-2830 GM Adam Moran 913-207-7879

--- On Mon, 11/22/10, Al-Mansouri Nibrass <Nibrass.AIMansouri@kcpl.com> wrote:

From: Al-Mansouri Nibrass <Nibrass.AIMansouri@kcpl.com>

Subject: 7203 Wilson-U Pick It further info needed

To: "huskerfan8982@yahoo.com" <huskerfan8982@yahoo.com>

Date: Monday, November 22, 2010, 11:21 AM

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  - c. Locked Rotor current for the crusher motor.
  - d. Starting Power Factor and Running Power Factor for the crusher motor.
  - e. Percent Efficiency for the crusher motor.
  - f. Is it a 3-phase or single phase motor?

It would also be helpful to send us a single line diagram if you have one.

Please contact me if you have any questions.

Regards,

**Nibrass Al Mansouri**  
Engineer - Central Design  
KCP&L

4400 E. Front St.  
Kansas City, MO 64120  
816-242-5948

---

**LAUGHLIN, PETERSON & LANG  
ATTORNEYS AT LAW  
11718 NICHOLAS STREET, SUITE 101  
OMAHA, NE 68154  
(402) 330-1900  
FAX (402) 330-0936**

May 11, 2011

Kent Johnson  
Assistant Regional Counsel  
United States Environmental Protection Agency  
Region 7  
901 North 5<sup>th</sup> Street  
Kansas City, KS 66101

Re: U-Pick-It Incorporated  
7700 East Highway 24, Kansas City, Missouri 64125

Dear Mr. Johnson:

Kansas City Power of Light (KCP&L) called with a quote for the installation of the transformer on May 10, 2011. They are going to put the transformer on site but outside the building. U-Pick-It was working with Cadence Electrical but did not feel they were getting much coordination with KCP&L so they have engaged Randy Redford to work with KCP&L. Redford needs the exact location where KCP&L is going to place the transformer so he can complete his quote and timetable on this. We do not have a date from KCP&L for them to set the transformer but we are working with Nibrass Al Mansuori who is an engineer with their central design department. The time drag has become a significant frustration for my client, but it is our desire to get this completed as soon as possible. Once I get a start date on this from KCP&L I will forward that to you. A copy of the contact personnel is attached.

Very truly yours,

FOR THE FIRM

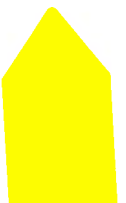


Robert F. Peterson

RFP/jm

Enclosures

cc: U-Pick-It, Inc.



# Case Activity

Name: U-Pick-It, Incorporated

Marc Matthews 7517

Case No: \_\_\_\_\_

| Date    | Activity   |
|---------|--|
|         | U-Pick-It - Self disclosure? Check w/ Deanna   |
| 3/22    | Response from U-Pick-It<br>Robert Peterson<br>Laughlin, Peterson & Lang<br>11718 Nicholas St., Suite 101<br>Omaha, NE 68154<br>(402) 330-1900                            |
|         | rpate @ LPL law.com  |
| 4/6     | Call from Bob Peterson - Inspection report -<br>- Capital Electric - <sup>repairs</sup> documentation<br>- Procedures<br>- Removal of transformers<br>- Annual documents |
| 4/8     | Called Peterson. Sent list of PCB disposers.   |
| 6/25    | Called Peterson. They are soliciting bids to drain + remove the fluid from the transformers. Clean Harbors. Will call client + call me back with particulars.            |
| 6/29    | JAT Environmental - retrofit. Esting concentration Will send letter with summary<br>HILT Electric - replace transformer; ~ of steps to be taken; Costs.                  |
| 7/1/10  | Planning to retrofit the transformers - Letter 7/1/10  |
| 10/4/10 | Now planning to replace - letter of 10/4/10 - Will advise of cost + timeline.  |
| 1/11/11 | Status - will call back with. Letter received 1/13/11  |
| 5/5     | Called for status.   |

Case Summary

Name: *U-Pick-It, Incorporated*  
Case No:  
Program: *TSCA PCB*  
Program Contact: *Mark Matthews*  
Inspector:

Ext.:

-----  
Assigned:  
Draft Reviewed:  
Final Reviewed:  
Issued:  
-----

Summary of Violation:

Proposed Penalty:  
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Respondent Contact:  
Address:  
Phone:  
Attorney:  
Address:

Phone:  
-----

Extension:  
Answer:  
ALJ:

FROM :

FAX NO. :

Feb. 09 2009 04:17PM P2/2



UST & AST Closures — Hazardous & Special Waste  
Industrial & Railroad Environmental Services — Asbestos & Lead Abatement  
Demolition Services — Emergency Response Services

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February 9<sup>th</sup> 2009

Mr. Adam Moran  
U-Pick It  
7700 East Winner Rd.  
Kansas City, Mo. 64125

Dear Mr. Moran:

The following cost estimate is in regards to your possible project located in Kansas City, MO.

**Scope of Work**

Wipe down, containerization, characterization and disposal of PCB containing material

**Rates:**

Labor, equipment, and characterization = \$750.00

Waste disposal = estimated at up to \$1000.00

If you have any questions or need additional information, please feel free to contact us at any time. Thanks for considering Bellon Environmental Company for your projects.

Respectfully,

Jim Jennings  
ER/Remediation Supervisor  
Bellon Environmental Company

Bid Acceptance: Adam MoranDate: 2-9-09



UST & AST Closures — Hazardous & Special Waste  
Industrial & Railroad Environmental Services — Asbestos & Lead Abatement  
Demolition Services — Emergency Response Services

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Invoice Date:05/06/09

Federal I.D. No.

Page 1 of 2

43-1546014

209-REM-STL:095

Adam Moran  
U-Pick It  
7700 East Winner Road  
Kansas City, Mo. 64125

**INVOICE No.:#5463**Work Description:

Wipe Down, Containerization, and Disposal of PCB Contaminated Waste

Work Location:

U-Pick It

Initiated By:

Adam Moran

Owner / Operator:

U- Pick It

Reference / PO No.:

209 REM STL 095

Summary of Charges:

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Wipe Down, Containerization, and Disposal of PCB containing waste

Total Invoice Amount =\$1,170.00

Payment due upon receipt. Finance charge of 1.75% per month for payments  
received after 30 days.

**Attachments: Disposal Documents**

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039

|   |   |  |  |                          |  |  |      |   |                  |  |  |
|---|---|--|--|--------------------------|--|--|------|---|------------------|--|--|
| <b>UNIFORM HAZARDOUS WASTE MANIFEST</b>   |   | 1. Generator ID Number<br><b>CES2G</b>   |  | 2. Page 1 of<br><b>1</b> |  | 3. Emergency Response Phone<br><b>800-424-9300</b> |      | 4. Manifest Tracking Number<br><b>006238285 JJK</b> |                  |  |  |
|   |   | 5. Generator's Name and Mailing Address<br><b>PICK IT<br/>7700 EAST WINNER ROAD<br/>KANSAS CITY, MO 64126</b>  |  |                          |  |  |      |   |                  | Generator's Site Address (if different than mailing address) |  |
| Generator's Phone: <b>314-690-8030</b>  |   | 6. Transporter 1 Company Name<br><b>BELLON ENVIRONMENTAL COMPANY</b>   |  |                          |  |  |      | U.S. EPA ID Number<br><b>5017</b>                   |                  |  |  |
| 7. Transporter 2 Company Name<br><b>ILLINOIS ENVIRONMENTAL</b>  |   |  |  |                          |  |  |      | U.S. EPA ID Number<br><b>ILC 000107086</b>          |                  |  |  |
| 8. Designated Facility Name and Site Address<br><b>VEOLIA ES TECHNICAL SOLUTIONS<br/>HIGHWAY 73, 3.5 MILES W. OF TAYLORS BAYOU<br/>PORT ARTHUR, TX 77640</b>  |   |  |  |                          |  |  |      | U.S. EPA ID Number<br><b>TX000033295</b>            |                  |  |  |
| Facility's Phone: <b>409-736-2621</b>   |   |  |  |                          |  |  |      |   |                  |  |  |
| GENERATOR   | 9a. HM  | 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any)) |  |                          |  | 10. Containers                                     |      | 11. Total Quantity                                  | 12. Unit Wt/Vol. | 13. Waste Codes  |  |
|   |   |  |  |                          |  | No.  | Type |   |                  |  |  |
|   | X   | 1. POLYCHLORINATED BIPHENYLS, SOLID, 9, UN3452, PG II, (ERG 171)   |  |                          |  | 002  | IF   | 0   | P                |  |  |
|   |   | 2.   |  |                          |  |  |      |   |                  |  |  |
|   |   | 3.   |  |                          |  |  |      |   |                  |  |  |
|   |   | 4.   |  |                          |  |  |      |   |                  |  |  |
| 14. Special Handling Instructions and Additional Information<br><b>APPROVAL #1<br/>INVOICE BELLON ENV.</b>  |   |  |  |                          |  |  |      |   |                  |  |  |
| 15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true. |   |  |  |                          |  |  |      |   |                  |  |  |
| Generator's/Officer's Printed/Typed Name<br><b>Chris Hopper</b>   |   |  |  |                          |  |  |      |   |                  |  |  |
| Signature<br><i>[Signature]</i>   |   |  |  |                          |  |  |      |   |                  |  |  |
| Month Day Year<br><b>4 30 09</b>  |   |  |  |                          |  |  |      |   |                  |  |  |
| TRANSPORTER INTL  | 16. International Shipments <input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S. Port of entry/exit: _____ Date leaving U.S.: _____  |  |  |                          |  |  |      |   |                  |  |  |
|   | Transporter signature (for exports only): _____   |  |  |                          |  |  |      |   |                  |  |  |
|   | 17. Transporter Acknowledgment of Receipt of Materials  |  |  |                          |  |  |      |   |                  |  |  |
| TRANSPORTER INTL  | Transporter 1 Printed/Typed Name<br><b>Chris Hopper</b>   |  |  |                          |  |  |      |   |                  |  |  |
|   | Signature<br><i>[Signature]</i>   |  |  |                          |  |  |      |   |                  |  |  |
|   | Month Day Year<br><b>4 30 09</b>  |  |  |                          |  |  |      |   |                  |  |  |
| TRANSPORTER INTL  | Transporter 2 Printed/Typed Name<br><b>CHUCK WAGNER</b>   |  |  |                          |  |  |      |   |                  |  |  |
|   | Signature<br><i>[Signature]</i>   |  |  |                          |  |  |      |   |                  |  |  |
|   | Month Day Year<br><b>01 30 09</b>   |  |  |                          |  |  |      |   |                  |  |  |
| DESIGNATED FACILITY   | 18. Discrepancy   |  |  |                          |  |  |      |   |                  |  |  |
|   | 18a. Discrepancy Indication Space <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection |  |  |                          |  |  |      |   |                  |  |  |
|   | Manifest Reference Number: _____  |  |  |                          |  |  |      |   |                  |  |  |
|   | 18b. Alternate Facility (or Generator) U.S. EPA ID Number _____   |  |  |                          |  |  |      |   |                  |  |  |
|   | Facility's Phone: _____   |  |  |                          |  |  |      |   |                  |  |  |
| DESIGNATED FACILITY   | 18c. Signature of Alternate Facility (or Generator) _____   |  |  |                          |  |  |      |   |                  |  |  |
|   | Month Day Year<br>____  |  |  |                          |  |  |      |   |                  |  |  |
|   | 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)   |  |  |                          |  |  |      |   |                  |  |  |
| 1. _____ 2. _____ 3. _____ 4. _____   |   |  |  |                          |  |  |      |   |                  |  |  |
| 20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a  |   |  |  |                          |  |  |      |   |                  |  |  |
| Printed/Typed Name _____ Signature _____ Month Day Year _____   |   |  |  |                          |  |  |      |   |                  |  |  |





Veolia ES Technical Solutions, L.L.C.  
Federal EPA ID: TXD000838896  
State EPA ID: 50212-001  
Highway 73, 3.5 miles W. of Taylor's Bayou Bridge  
Port Arthur, TX 77643  
(409) 736-2821

U-PICK IT  
7700 EAST WINNER ROAD  
KANSAS CITY, MO 64125

ATTN: ILLINI ENV/NIKIA JOHNSON

CERTIFICATE OF DESTRUCTION

Veolia ES Technical Solutions, L.L.C. has received waste material from U-PICK IT (Fed EPA ID - MOCESQG) on 6/10/2009 as described on [State Manifest or Uniform] Hazardous Waste Manifest number 000212902VES. Veolia ES Technical Solutions, L.L.C., hereby certifies that the above described material was incinerated, and thereby destroyed, in accordance with the 40 CFR, part 761, as it pertains to the incineration of Poly-Chlorinated Biphenyl contaminated materials.

Sequence 1

Profile Number: PTAVES087  
Veolia Tracking ID: 624811-01

| <u>Process</u> | <u>Veolia Unit ID</u> | <u>Treatment Date</u> | <u>Generator #</u> | <u>Inter-Company #</u> |
|----------------|-----------------------|-----------------------|--------------------|------------------------|
| INCINERATION   | 1                     | 6/16/2009             | IX1077518000001010 | IX1077518000001010     |

Under civil and criminal penalties of law for the making or submission of false or fraudulent statements or representations (18 U.S.C. 1001 and 15 U.S.C. 2615), I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company official having supervisory responsibility for the persons who, acting under my direct instructions, made the verification that this information is true, accurate, and complete.

A handwritten signature in black ink, appearing to read 'Paul V. Conrad'.

Paul V. Conrad  
Material Services Manager

22-Jun-09

## Transformer Inspection

2-18-09 - No leaks Inspected by                     

6-9-09 - NO leaks Inspected by                     

11-21-09 - No leaks Inspected by                     

2-20-09 - No leaks Inspected by



Veolia ES Technical Solutions, L.L.C.  
Federal EPA ID: TXD000838896  
State EPA ID: 50212-001  
Highway 73, 3.5 miles W. of Taylor's Bayou Bridge  
Port Arthur, TX 77643  
(409) 736-2821

VEOLIA ES TECHNICAL SOLUTIONS  
ATTN: MANIFEST SECTION  
AZ0000337360  
5752 W JEFFERSON ST  
PHOENIX, AZ 85043-3633

CERTIFICATE OF DESTRUCTION

Veolia ES Technical Solutions, L.L.C. has received waste material from VEOLIA ES TECHNICAL SOLUTIONS on 8/6/2007 as described on [State Manifest or Uniform] Hazardous Waste Manifest number 0061397VES. Veolia ES Technical Solutions, L.L.C., hereby certifies that the above described material was incinerated, and thereby destroyed, in accordance with the 40 CFR, part 761, as it pertains to the incineration of Poly-Chlorinated Biphenyl contaminated materials.

---

Sequence 1

Profile Number: BW6718  
Veolia Tracking ID: 603769

| <u>Process</u> | <u>Veolia Unit ID</u> | <u>Treatment Date</u> | <u>Generator #</u> |
|----------------|-----------------------|-----------------------|--------------------|
| INCINERATION   | 1                     | 8/29/2007             | N/A                |

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Under civil and criminal penalties of law for the making or submission of false or fraudulent statements or representations (18 U.S.C. 1001 and 15 U.S.C. 2615), I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company official having supervisory responsibility for the persons who, acting under my direct instructions, made the verification that this information is true, accurate, and complete.

A handwritten signature in black ink, appearing to read "Paul V. Conrad", is written over a horizontal line.

Paul V. Conrad  
Material Services Manager

30-Aug-07

Please print or type. (Form designed for use on efile (12-pitch) typewriter)

| UNIFORM HAZARDOUS WASTE MANIFEST  |  | 1. Generator ID Number   | 2. Page 1 of | 3. Emergency Response Phone | 4. Manifest Tracking Number |
|---|--|--|--------------|-----------------------------|-----------------------------|
|   |  | 4DCFRPART751   |              | 800-535-5053                | 000061289 VES               |
| 5. Generator's Name and Mailing Address<br>U-PICK IT, INC.<br>770 EAST HIGHWAY 24<br>KANSAS CITY, MO 64125  |  |  |              |                             |                             |
| Generator's Phone: _____  |  |  |              |                             |                             |
| 6. Transporter 1 Company Name<br>VEQUA ES TECHNICAL SOLUTIONS, L.L.C.   |  |  |              |                             |                             |
| 7. Transporter 2 Company Name _____   |  |  |              |                             |                             |
| 8. Designated Facility Name and Site Address<br>Vequa ES Technical Solutions L.L.C.<br>5735 W. JEFFERSON ST.<br>PHOENIX, AZ 85023   |  |  |              |                             |                             |
| Facility's Phone: 602-305-5005  |  |  |              |                             |                             |
| 9a. HMI   |  | 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any)) |              | 10. Containers              | 11. Total Quantity          |
|   |  |  |              | No. Type                    | 12. Unit WL/Vol.            |
|   |  | 1. RO Polydimethylsiloxane, liquid, 9, UN2315, PGIII   |              | 1                           | 6m                          |
|   |  | 2.   |              |                             | 30.000 K                    |
|   |  | 3.   |              |                             |                             |
|   |  | 4.   |              |                             |                             |
| 14. Special Handling Instructions and Additional Information<br>ERG #171<br>OUT OF SERVICE DATE 07/02/07<br>SOF 341093<br>DOC#D273905   |  |  |              |                             |                             |
| 15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true. |  |  |              |                             |                             |
| Generator's/Officer's Printed/Typed Name<br>* Robert Moise  |  |  |              |                             |                             |
| Signature _____ Month Day Year 07/02/07   |  |  |              |                             |                             |
| 16. International Shipments <input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S. Port of entry/exit: _____ Date leaving U.S.: _____  |  |  |              |                             |                             |
| 17. Transporter Acknowledgment of Receipt of Materials<br>Transporter 1 Printed/Typed Name<br>Tom EDWARDS   |  |  |              |                             |                             |
| Signature _____ Month Day Year 07/02/07   |  |  |              |                             |                             |
| Transporter 2 Printed/Typed Name _____ Signature _____ Month Day Year 07/02/07  |  |  |              |                             |                             |
| 18. Discrepancy   |  |  |              |                             |                             |
| 18a. Discrepancy Indication Space <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection   |  |  |              |                             |                             |
| 18b. Alternate Facility (or Generator) Manifest Reference Number: _____ U.S. EPA ID Number: _____   |  |  |              |                             |                             |
| Facility's Phone: _____   |  |  |              |                             |                             |
| 18c. Signature of Alternate Facility (or Generator) _____ Month Day Year 07/09/07   |  |  |              |                             |                             |
| 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)   |  |  |              |                             |                             |
| 1. H141 2. 3. 4.  |  |  |              |                             |                             |
| 20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a  |  |  |              |                             |                             |
| Printed/Typed Name<br>Angel X. Mucillo  |  |  |              |                             |                             |
| Signature _____ Month Day Year 07/09/07   |  |  |              |                             |                             |

**TSCA CERTIFICATE OF DISPOSAL****September 07, 2007**

VEOLIA ES TECHNICAL SOLUTIONS, LLC.  
5752 WEST JEFFERSON STREET  
PHOENIX, AZ 85043

This is to certify that waste as defined on Uniform Hazardous Waste Manifest number 000061481VES/00006 was received by U.S. Ecology, Inc., on 08/23/2007. The waste(s) were subsequently managed as required by U.S. Ecology's Part B and/or TSCA permits where applicable and disposed of by 08/23/2007 in accordance with permits and laws regulating this facility.

**Reference Number:** 07082307193-000061481VES-1-1

**Material:** 3 TRANSFORMER

**Process:** Direct Landfill

**Facility:** U.S. ECOLOGY NEVADA, INC.  
HWY 95 11 MILES S. OF BEATTY  
BEATTY, NV 89003  
EPA ID: NVT330010000

**Customer:** VEOLIA ES TECHNICAL SOLUTIONS, LLC.

*Under civil and criminal penalties of law for the making or submission of false or fraudulent statements of representations [18 U.S.C. 1001 and 15 U.S.C. 2615], I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company official having supervisory responsibility for the persons who, acting under my direct instructions, made the verification that this information is true, accurate, and complete.*

**Printed Name:** MARK JOHN

**Signature:** 

**Title:** ENV MANAGER

995005/318001

6037081

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039

|  |  |   |  |  |   |
|--|--|---|--|--|---|
| UNIFORM HAZARDOUS WASTE MANIFEST   |  | 1. Generator ID Number<br><b>AZ0000337380</b> | 2. Page 1 of 1   | 3. Emergency Response Phone<br><b>1-800-535-8053</b> | 4. Manifest Tracking Number<br><b>000061397 VES</b> |
| 5. Generator's Name and Mailing Address<br><b>Vesta ES Technical Solutions L.L.C.<br/>5735 West Jefferson St<br/>Phoenix, AZ 85043<br/>602-233-2855</b>  |  |   | Generator's Site Address (if different than mailing address) |  |   |
| 6. Transporter 1 Company Name<br><b>Vesta ES Technical Solutions L.L.C.</b>  |  |   | U.S. EPA ID Number<br><b>NJ0030831380</b>                    |  |   |
| 7. Transporter 2 Company Name  |  |   | U.S. EPA ID Number   |  |   |
| 8. Designated Facility Name and Address<br><b>Vesta ES Technical Solutions L.L.C.<br/> Hwy 73-3.5 MI W. of Taylor Bayou<br/>Port Arthur, TX 77640<br/>409-738-2821</b>   |  |   | U.S. EPA ID Number<br><b>TXD000335983</b>                    |  |   |
| Facility's Phone:  |  |   |  |  |   |
| 9a. HM   | 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any)) | 10. Containers<br>No. Type                    |  | 11. Total Quantity                                   | 12. Unit Wt./Vol.                                   |
| 1.   | <b>RQ, Polychlorinated biphenyls, liquid, 9, UN2815, PGII (PCB OIL)</b>  | <b>1</b>                                      | <b>TT</b>  | <b>15360</b>   | <b>K</b>  |
| 2.   |  |   |  |  |   |
| 3.   |  |   |  |  |   |
| 4.   |  |   |  |  |   |
| 13. Waste Codes<br><b>OUTS 2851</b>  |  |   |  |  |   |
| 14. Special Handling Instructions and Additional Information<br><b>From BV0718</b><br><b>Certificate of Destruction Required</b><br><b>Out of Service Date: 9-15-06</b><br><b>Project # BFD72009</b><br><b>P.O. # 3981</b><br><b>Please call Marty Colosimo with any manifest discrepancies</b>  |  |   |  |  |   |
| 15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/packaged, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(e) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true. |  |   |  |  |   |
| Generator's/Officer's Printed/Typed Name<br><b>Mike Romgarelnor</b>  |  | Signature<br><i>[Signature]</i>               |  | Month Day Year<br><b>8 3 07</b>                      |   |
| 16. International Shipments<br><input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S. Port of entry/exit: Date leaving U.S.:  |  |   |  |  |   |
| 17. Transporter Acknowledgment of Receipt of Materials   |  |   |  |  |   |
| Transporter 1 Printed/Typed Name<br><b>Kirk P. Robichaux</b>   |  | Signature<br><i>[Signature]</i>               |  | Month Day Year<br><b>8 3 07</b>                      |   |
| Transporter 2 Printed/Typed Name   |  | Signature                                     |  | Month Day Year                                       |   |
| 18. Discrepancy  |  |   |  |  |   |
| 18a. Discrepancy Indication Space <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection  |  |   |  |  |   |
| 18b. Alternate Facility (or Generator)   |  |   |  |  |   |
| Facility's Phone:  |  |   |  |  |   |
| 18c. Signature of Alternate Facility (or Generator)  |  |   |  |  |   |
| 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)  |  |   |  |  |   |
| 20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a   |  |   |  |  |   |
| Printed/Typed Name<br><b>CARRIE SEIF</b>   |  | Signature<br><i>[Signature]</i>               |  | Month Day Year<br><b>8 10 07</b>                     |   |

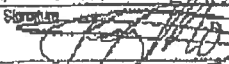
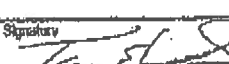
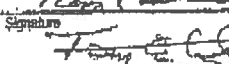

Please print or type. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved, OMB No. 2050-0039

|   |  |   |           |  |                  |  |  |   |  |
|---|--|---|-----------|--|------------------|--|--|---|--|
| UNIFORM HAZARDOUS WASTE MANIFEST  |  | 1. Generator ID Number<br><b>AZ0000337380</b>   |           | 2. Page 1 of 1   |                  | 3. Emergency Response Phone<br><b>800-535-5053</b> |  | 4. Manifest Tracking Number<br><b>000061481 VES</b> |  |
| 5. Generator Name and Mailing Address<br><b>Veeba ES Technology Solutions<br/>5738 W. Jefferson St<br/>Phoenix, AZ 85043</b>  |  | Generator's Site Address (if different than mailing address)<br><b>602-233-2056</b>                         |           |  |                  |  |  |   |  |
| Generator's Phone:  |  | 6. Transporter 1 Company Name<br><b>Veeba ES Technical Solutions L.L.C.</b>                                 |           |  |                  | U.S. EPA ID Number<br><b>MJD080831368</b>          |  |   |  |
| 7. Transporter 2 Company Name   |  |   |           |  |                  | U.S. EPA ID Number                                 |  |   |  |
| 8. Designated Facility Name and Site Address<br><b>U.S. Ecology<br/>Hwy 95, 12 Miles South of Beatty<br/>Beatty, NV 89003</b>   |  |   |           |  |                  | U.S. EPA ID Number<br><b>NVT330010000</b>          |  |   |  |
| Facility's Phone:   |  |   |           |  |                  |  |  |   |  |
| 9a. HM  | 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any)) | 10. Containers  |           | 11. Total Quantity   | 12. Unit Wt/Vol. | 13. Waste Codes                                    |  |   |  |
|   |  | No.   | Type      |  |                  |  |  |   |  |
| 1.  | <b>100, Polychlorinated Biphenyls, liquid, 0, UN2315, PCBs (Drained/Concassos and Bushings-500ppm)</b>         | <b>3</b>  | <b>CM</b> | <b>9432</b>  | <b>KG</b>        | <b>80103001</b>                                    |  |   |  |
| 2.  |  |   |           |  |                  |  |  |   |  |
| 3.  |  |   |           |  |                  |  |  |   |  |
| 4.  |  |   |           |  |                  |  |  |   |  |
| 14. Special Handling Instructions and Additional Information<br><b>11a. Drained &amp; Flushed &amp; Rinsed</b> <b>Direct Landfill</b> <b>Out-of-Service Date 6-20-07</b><br><b>Profile 807002705 DOT ERG 1171</b> <b>Certificates of Disposal Required</b><br><b>Please call Marty Cokins with any manifest discrepancies</b> <b>P.O.# 4026</b>   |  |   |           |  |                  |  |  |   |  |
| 15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true. |  |   |           |  |                  |  |  |   |  |
| Generator's Offeror's Printed/Typed Name<br><b>Mike Bongardner</b>  |  | Signature<br><i>[Signature]</i>   |           | Month Day Year<br><b>8 22 07</b>   |                  |  |  |   |  |
| 16. International Shipments<br><input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S.  |  | Port of entry/exit:<br>Date leaving U.S.:   |           |  |                  |  |  |   |  |
| Transporter signature (for exports only):   |  |   |           |  |                  |  |  |   |  |
| 17. Transporter Acknowledgment of Receipt of Materials  |  |   |           |  |                  |  |  |   |  |
| Transporter 1 Printed/Typed Name<br><b>Kirk A. Robichaux</b>  |  | Signature<br><i>[Signature]</i>   |           | Month Day Year<br><b>08 22 07</b>  |                  |  |  |   |  |
| Transporter 2 Printed/Typed Name  |  | Signature   |           | Month Day Year   |                  |  |  |   |  |
| 18. Discrepancy   |  |   |           |  |                  |  |  |   |  |
| 18a. Designated Facility Space  |  | <input checked="" type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue |           | <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection |                  |  |  |   |  |
| 18b. Designated Facility (or Generator)   |  | Manifest Reference Number:  |           | U.S. EPA ID Number   |                  |  |  |   |  |
| Facility's Phone:   |  | 18c. Signature of Alternate Facility (or Generator)   |           | By   |                  | Month Day Year                                     |  |   |  |
| 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)   |  |   |           |  |                  |  |  |   |  |
| 1.  | <b>H132</b>  | 2.  |           | 3.   |                  | 4.   |  |   |  |
| 20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in item 18a  |  |   |           |  |                  |  |  |   |  |
| Printed/Typed Name<br><b>Wish Brack</b>   |  | Signature<br><i>[Signature]</i>   |           | Month Day Year<br><b>08 23 07</b>  |                  |  |  |   |  |

Please print or type. (Form designed for use on 8 1/2 (12-pitch) typewriter.)

Form Approved OMB No. 2050-0039

| <b>UNIFORM HAZARDOUS WASTE MANIFEST</b>   |  | 1. Generator ID Number<br><b>40CFRPART791</b>   | 2. Page 1 of | 3. Emergency Response Phone<br><b>800-535-5053</b> | 4. Manifest Tracking Number<br><b>000061289 VES</b> |                 |
|---|--|---|--------------|--|---|-----------------|
| 5. Generator's Name and Mailing Address<br><b>U-PICK IT, INC.<br/>770 EAST HIGHWAY 24<br/>KANSAS CITY, MO 64125</b>   |  |   |              |  |   |                 |
| Generator's Phone:  |  |   |              |  |   |                 |
| 6. Transporter 1 Company Name<br><b>VEDUEB TECHNICAL SOLUTIONS, L.L.C.</b>  |  |   |              | U.S. EPA ID Number<br><b>NJ0080631398</b>          |   |                 |
| 7. Transporter 2 Company Name   |  |   |              | U.S. EPA ID Number                                 |   |                 |
| 8. Designated Facility Name and Site Address<br><b>Vedueb ES Technical Solutions L.L.C.<br/>5788 W. JEFFERSON ST.<br/>PHOENIX, AZ 85043</b>   |  |   |              | U.S. EPA ID Number<br><b>AZ0000337360</b>          |   |                 |
| Facility's Phone: <b>602-389-0095</b>   |  |   |              |  |   |                 |
| 9a. HM  | 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any)) | 10. Containers  |              | 11. Total Quantity                                 | 12. Unit Wt/Vol                                     | 13. Waste Codes |
|   |  | No.   | Type         |  |   |                 |
| 1.  | <b>RQ Polychlorinated biphenyls, liquid, 9, UN2315, POH1</b>   | <b>1</b>  | <b>GM</b>    | <b>3000</b>  | <b>K</b>  |                 |
| 2.  |  |   |              |  |   |                 |
| 3.  |  |   |              |  |   |                 |
| 4.  |  |   |              |  |   |                 |
| 14. Special Handling Instructions and Additional Information<br><br><b>ERG #171</b><br><b>OUT OF SERVICE DATE 07/02/07</b><br><b>SD# 341093</b><br><b>DOC#D273805</b>   |  |   |              |  |   |                 |
| 15. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this assignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this assignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true. |  |   |              |  |   |                 |
| Generator/Officer's Printed/Typed Name<br><b>Robert Moise</b>   |  | Signature<br> |              | Month Day Year<br><b>07/02/07</b>                  |   |                 |
| 16. International Shipment: <input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S. Port of entry/exit: Date leaving U.S.:  |  |   |              |  |   |                 |
| 17. Transporter Acknowledgment of Receipt of Materials  |  |   |              |  |   |                 |
| Transporter 1 Printed/Typed Name<br><b>Tom EDWARDS</b>  |  | Signature<br> |              | Month Day Year<br><b>07/02/07</b>                  |   |                 |
| Transporter 2 Printed/Typed Name  |  | Signature<br> |              | Month Day Year<br><b>07/02/07</b>                  |   |                 |
| 18. Discrepancy   |  |   |              |  |   |                 |
| 18a. Discrepancy Indication: <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection  |  |   |              |  |   |                 |
| Manifest Reference Number:  |  |   |              |  |   |                 |
| 18b. Alternate Facility (or Generator)  |  |   |              |  |   |                 |
| Facility's Phone:   |  |   |              |  |   |                 |
| 18c. Signature of Alternate Facility (or Generator)   |  |   |              |  |   | Month Day Year  |
| 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems):  |  |   |              |  |   |                 |
| 1. <b>H141</b>  |  | 2.  |              | 3.   |   | 4.              |
| 20. Designated Facility Owner or Operator Certification of receipt of hazardous materials covered by the manifest except as noted in item 18a   |  |   |              |  |   |                 |
| Printed/Typed Name<br><b>Angel X. Muriello</b>  |  | Signature<br> |              | Month Day Year<br><b>07/09/07</b>                  |   |                 |





A WORLD OF WATER

Veolia ES Technical Solutions, LLC  
AZ0000337360  
Certificate of Tracking

---

**INCOMING SHIPMENT INFORMATION:****CUSTOMER:**

U-Pick-It, Inc.  
5900 S 60<sup>th</sup> Street  
Omaha, NE 68117

**GENERATOR SITE:**

U-Pick-It, Inc.  
770 East Highway 24  
Kansas City, MO 64125

**INCOMING MANIFEST TRACKING NUMBER: 000061289VES****DATE RECEIVED: 07/09/2007**

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**OUTGOING SHIPMENT INFORMATION:  
RECEIVING FACILITY:**

US Ecology  
HWY 95, 12 Miles South of Beatty  
Beatty, NV 89003  
EPA ID: NVT330010000

Method of Disposal :( Landfill)  
Non Recyclable Debris

**OUTBOUND MANIFEST TRACKING NUMBER: 000061481VES**  
**DESTRUCTION/DISPOSAL DATE: 08/23/2007**

---

| <u>VES NUMBER</u> | <u>SERIAL NUMBER</u> | <u>COMMON NAME</u>        |
|-------------------|----------------------|---------------------------|
| D273905-1         | 885931               | PCB Transformer, >499 PPM |

Under civil and criminal penalties of law for the making or submission of false or fraudulent statements or representations (18 U.S.C. 1001 and U.S.C. 2615), I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company official having supervisory responsibility for the persons who acting under my direct instructions made the verification that this information is true, accurate, and complete.

*Michael Bomgardner*  
Operations Manager



341093  
D273905

TECHNICAL SOLUTIONS  
NORTH AMERICA

Customer:  
U-PICK-IT, INC.  
5900 S. 60TH STREET  
OMAHA, NE 68117

Generator:  
U-PICK-IT, INC.  
770 EAST HIGHWAY 24  
KANSAS CITY, MO 64125

Veolia ES Technical Solutions, L.L.C.  
AZ0000337360  
Certificate of Receipt/Recycling  
Manifest/BOL Number: 000061289VBS

| Type  | Quantity | Unit of Measure | Serial Number |
|---|----------|-----------------|---------------|
| Plush/Incineration/Landfill - Oil Filled Transformers, >499 PPM | 6179     | P               | 885931        |

By this document, Veolia ES Technical Solutions, L.L.C., certifies that the above listed itemswastes, as described on the shipping paper listed above, were received for recycling/processing on the below listed date. By accepting the itemswastes listed above, Veolia ES Technical Solutions, L.L.C. certifies to the generator that the transportation, receipt, storage, and processing methods employed are in accordance with Veolia ES permit parameters, the Toxic Substance Control Act, the Resource Conservation and Recovery Act, the Hazardous Materials Transportation Act, the Occupational Health and Safety Act and all applicable federal, state and local laws.

Upon receipt of the final certificates of disposal from the ultimate disposal facility, Veolia ES Technical Solutions, L.L.C. will provide a tracking report for the materials received and copies of the final Certificates of Disposal. I certify that the information contained in or accompanying this document is true, accurate and complete.

Heath Hildebrand  
General Manager

Date Received: 7/9/2007

3/11/10

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mr. Harry Hansen  
U-Pick-It, Incorporated  
7700 East Highway 24  
Kansas City, Missouri 64125

Re: Invitation for Pre-filing Negotiations  
In the Matter of U-Pick-It, Incorporated

Dear Mr. Hansen:

On March 24, 2009, the United States Environmental Protection Agency, Region 7 (EPA) conducted an inspection at U-Pick-It, Incorporated located at 7700 East Highway 24, Kansas City, Missouri. The inspection was conducted to determine the compliance status of U-Pick-It, Incorporated with the requirements of the Toxic Substances Control Act (TSCA) and related regulations in the Code of Federal Regulations (C.F.R.). We have completed our review of the information collected in the inspection and have determined that the following apparent violations of TSCA have occurred:

1. Improper disposal of PCBs – ITE transformer, S/N 7331-59, leaking from drain valve onto its surface.
2. Improper disposal of PCBs – ITE transformer, S/N 7332-59, leaking from the drain valve onto its surface.
3. Failure to perform quarterly inspections of the ITE PCB transformers for 2007 and 2008.
4. Failure to provide PCB Annual Documents for 2007.

The EPA believes that an enforcement action in the form of a civil penalty is appropriate for the violations that occurred at the U-Pick-It, Incorporated facility. Accordingly, our intent at this time is to file an administrative complaint within the next sixty (60) days seeking civil penalties for these violations. Based on the information the EPA now has before it, we believe a civil penalty of \$140,400.00 is appropriate.

CNSL  
Johnson  
2/23/10

CNSL  
Stoy  
2/23/10

RESP  
Matthews  
2/25/10

RESP  
Toensing  
2-25-10

### 60-Day Pre-Filing Negotiations

While EPA believes it is appropriate to proceed with a formal enforcement action, we also recognize that settlement of this matter may be better accomplished by conducting negotiations prior to the filing of a complaint. By this letter we are offering you the opportunity to negotiate a resolution of the proposed penalty before the complaint is filed. The settlement of this matter through payment of a civil penalty must be memorialized in a Consent Agreement and Final Order to be signed by you and EPA within the 60-day period. As part of these pre-filing negotiations, EPA will consider any additional information that you have that is relevant to the penalty or violations. If you are interested in participating in pre-filing negotiations, please contact me within **10 calendar days** of your receipt of this letter at (913) 551-7284. If you choose not to participate in pre-filing negotiations, or do not contact me within the 10-day time period, or settlement is not reached within the 60-day pre-filing time period, EPA intends to proceed with the filing of an administrative complaint.

### Ability To Pay

If you believe you do not have the financial ability to pay EPA's proposed penalty and want EPA to consider your financial condition, you will need to provide EPA with appropriate financial documentation to substantiate your claim **within the first 30 days** of the 60-day pre-filing negotiations period. Such documentation will include three years of signed federal income tax returns and financial statements, and a completed EPA financial ability to pay form.

### Supplemental Environmental Projects

You may also wish to consider mitigating a portion of the penalty by performing a Supplemental Environmental Project ("SEP"). A SEP is a project purchased or performed by a violator that provides significant environmental benefits and is related to the environmental harm threatened or caused by the violations. A full description of EPA's policy concerning the use of SEPs in settlement actions can be found on EPA's website at <http://www.epa.gov/compliance/civil/seps/index.html>, or you may contact me for a hard copy.

As indicated above, EPA has determined that there are violations of TSCA at the U-Pick-It, Incorporated facility that warrant the assessment of a civil penalty. However, EPA is committed to working with you to resolve this matter and believes that pre-filing negotiations offer all parties an opportunity to reach settlement without protracted litigation. Your immediate attention to this matter is greatly appreciated. If you have any questions, please do not hesitate to contact me at (913) 551-7284.

Sincerely,

Kent Johnson  
Assistant Regional Counsel



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7  
901 NORTH 5TH STREET  
KANSAS CITY, KANSAS 66101

**MAR 11 2010**

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Sincerely,



Kent Johnson  
Assistant Regional Counsel